clerks@guamlegislature.org

From: Speaker's Office <speaker@guamlegislature.org>
Sent: Friday, July 31, 2020 4:07 PM
To: Clerks Office
Cc: Rennae Meno
Subject: M&C Fwd: GEB July 28, 2020 Regular Meeting - Reporting Requirements
Attachments: GEB Reporting Requirements July 28, 2020.pdf; Email-GEB-Regular Meeting held 07-28-20.pdf

07-31-20	11:11 AM	07-29-20	Documents for Regular Meeting held on July 28, 2020.*	Department of Education-Office of the Superintendent	35GL-20-2105

Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

This e-mail message is intended only for the use of the individual or entity named above and may contain confidential and privileged information. If you are not the intended recipient, any disclosure, copying, distribution or use of the information contained in this transmission is strictly PROHIBITED. If you have received this transmission in error, please immediately notify us by replying to speaker@guamlegislature.org and delete the message immediately. Thank you very much.

Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

---------- Forwarded message ---------
From: **Christie Lyn San Nicolas** <clsannicolas@gdoe.net>
Date: Fri, Jul 31, 2020 at 11:11 AM
Subject: GEB July 28, 2020 Regular Meeting - Reporting Requirements
To: Governor's Office - Michael Weakley <michael.weakley@guam.gov>, Speaker Barnes <speaker@guamlegislature.org>
Cc: Jon Fernandez (Superintendent) <jonfernandez@gdoe.net>, Maria Roberto <mdroberto@gdoe.net>

Hafa Adai,

Please see the attached documents for the Guam Education Board's Regular Meeting held on July 28, 2020.

Please confirm receipt of this email.

Respectfully,

Christie Lyn San Nicolas

Office of the Superintendent
Guam Department of Education
501 Mariner Avenue Barrigada, Guam 96913
Tel: (671)300-1627 |Email: clsannicolas@gdoe.net

Guam Department of Education

Speaker's Office <speaker@guamlegislature.org>

GEB July 28, 2020 Regular Meeting - Reporting Requirements

1 message

Christie Lyn San Nicolas <clsannicolas@gdoe.net> Fri, Jul 31, 2020 at 11:10 AM
To: Governor's Office - Michael Weakley <michael.weakley@guam.gov>, Speaker Barnes <speaker@guamlegislature.org>
Cc: "Jon Fernandez (Superintendent)" <jonfernandez@gdoe.net>, Maria Roberto <mdroberto@gdoe.net>

Hafa Adai,

Please see the attached documents for the Guam Education Board's Regular Meeting held on July 28, 2020.

Please confirm receipt of this email.

Respectfully,

Christie Lyn San Nicolas

Office of the Superintendent
Guam Department of Education
501 Mariner Avenue Barrigada, Guam 96913
Tel: (671)300-1627 |Email: clsannicolas@gdoe.net

Guam Department of Education

35GL-20-2105
Speaker Tina Rose Muña Barnes

JUL 3 1 2020
Time 11:11 (X)AM ( )PM
Received By: Matt

GEB Reporting Requirements July 28, 2020.pdf
3796K

DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
501 Mariner Avenue
Barrigada, Guam 96913
Telephone: (671) 300-1547/1536•Fax: (671)472-5003
Email: jonfernandez@gdoe.net

JON J. P. FERNANDEZ
Superintendent of Education

July 29, 2020

The Honorable Lourdes A. Leon Guerrero
Governor of Guam
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

Honorable Tina Rose Muña Barnes
Speaker
Thirty-fifth Guam Legislature
Hagåtña, Guam 96932

Dear Governor Leon Guerrero and Speaker Barnes:

Håfa Adai! Pursuant to Public Law 31-233, Section 38, *Reporting Requirements for Boards and Commissions,* attached are copies of the Guam Education Board's meeting agenda, approved minutes and other documents as discussed at the July 28, 2020 regular board meeting. The meeting was held via Zoom Conferencing.

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

Senseramente,

JON J. P. FERNANDEZ
Superintendent of Education

Attachments

GUAM EDUCATION BOARD

501 Mariner Avenue
Barrigada, Guam 96913-1608
Telephone Number: (671) 300-1627
Facsimile Number: (671) 472-5003
Website Address: www.gdoe.net/geb

MARIA A. GUTIERREZ
Chairwoman

MARK B. MENDIOLA
Vice-Chair

9th Guam Education Board
REGULAR MONTHLY MEETING
Tuesday, July 28, 2020
6 PM
Zoom Conferencing
AGENDA

I. Meeting Call to Order

II. Approval of Minutes

ACTION — 1. Minutes of June 30, 2020 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

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

VI. Unfinished Business/ Committee Reports

1. **Executive Committee**
   - INFO/ACTION — a. Superintendent's Evaluation
2. **Instructional & Academic Support Committee**
   - INFO — a. Head Start Report
   - INFO/ACTION — b. SY2020-2021 Calendar Amendment
3. **Safe & Healthy Schools Committee**
   - INFO — a. Update on School Reopening
4. **Organizational Efficiency and Development Committee**
5. **Fiscal Management**
   - INFO — a. Update on FY20 Budget
   - INFO — b. USDOE Specific Conditions/High Risk

VII. New Business

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

VOTING MEMBERS:, Maria A. Gutierrez, Chairwoman, Mark B. Mendiola, Vice-Chair, Felicitas B. Angel, Lourdes M. Benavente, Karlyn RCG Borja, John T. Burch, James C. Lujan, Ronald L. McNinch, PhD
EX-OFFICIO MEMBERS: Vacant - IBOGS Representative, Doris Terlaje - GFT Representative, Mayor, Melissa B. Savares, MCOG Representative
EXECUTIVE SECRETARY: Jon J. P. Fernandez, GDOE Superintendent

CURRENCY EXCHANGE RATES
On Jul. 19, $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.

49.446 PHP₱	107.02 JPY¥	1,205.1 KRW₩	29.532 TWD NT$	6.9924 CNY¥	1.4296 AUD A$	0.8749 EUR €



A CLASS: *A Class bar in Upper Tumon is shuttered, as shown on Friday. The business establishment's license to operate has been suspended because it lacks a properly certified manager, which is a requirement by the Department of Public Health and Social Services.*



CINDY'S PUB: *Cindy's Pub, shown on Friday, has been shut down. The establishment lacks a properly certified manager, according to the Department of Public Health and Social Services. Photos by Norman M. Taruc/The Guam Daily Post*

DPHSS: Two more bars closed over lack of certified manager

Two more Guam bars have been shut down temporarily because they lacked a certified manager to run the business.

A Class in Upper Tumon and Cindy's Pub in Hagåtña had their business licenses suspended Thursday because the establishments didn't have a manager with a valid management certification, according to a report by the Department of Public Health and Social Services Division of Environmental Health.

The lack of managers with valid certifications has resulted in the suspension of permits of six island businesses since June 27.

The Division of Environmental Health also suspended the sanitary permits of:

- Nica's Crib Lounge, on June 27
- Cowboy Ninja, June 27
- Magic Stix, July 4
- American Legion, July 4
- Nok's Nook, July 7
- Muzik Sing A Song, July 8

The Division of Environmental Health has resumed inspections of establishments, according to chief environmental public health officer M. Thomas Nadeau.

(Daily Post Staff)

United announces new Saipan-Guam schedule

United Airlines on Saturday announced a new Saipan-Guam schedule beginning July 20.

The new Saipan departure times will allow for convenient same-day connections to Honolulu and Narita/Tokyo, Japan, on United, the airline announced.

Guam to Saipan: UA 174 departs 5:50 a.m., arrives 6:31 a.m. Mondays, Thursdays and Saturdays

Saipan to Guam: UA 117 departs 7:30 a.m., arrives 8:10 a.m. Mondays, Thursdays and Saturdays

(Daily Post Staff)



NEW SCHEDULE: *United Airlines counters at the A.B. Won Pat International Airport on Guam are shown on July 9. The airline has announced a new Saipan-Guam schedule. Post file photo*

Monsanto to pay $52M toward cleanup in the Potomac

By Antonio Olivo
The Washington Post

The Monsanto agricultural products company has agreed to pay $52 million to the District of Columbia over the company's alleged role in the contamination of the Potomac River and other local waterways for nearly 50 years during the 20th century, the office of D.C. Attorney General Karl Racine announced Friday.

The city's lawsuit against the agribusiness giant, filed in D.C. Superior Court in May, was part of court actions around the country related to Monsanto's production and sale of products that contained polychlorinated biphenyls, or PCBs.

The company, now owned by Bayer AG, continued that practice between the 1920s and the late '70s, the district's lawsuit said, despite knowing that the chemicals could end up in nearby waterways, kill local wildlife and cause significant health problems in people, including cancer and liver damage.

GUAM EDUCATION BOARD
501 Mariner Avenue
Barrigada, Guam 96913-1608
Telephone Number: (671) 300-1627
Facsimile Number: (671) 472-5003
Website Address: www.gdoe.net/geb

MARIA A. GUTIERREZ
Chairwoman

MARK B. MENDIOLA
Vice-Chair

REGULAR MONTHLY MEETING
Tuesday, July 28, 2020
6 PM
Teleconference – via Zoom Conferencing
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

The public is welcome to view the meeting via live stream at https://www.facebook.com/DOEGuam.

If you plan to provide public testimony please download the Zoom application on any of your devices and attend the meeting using this link: https://gdoe.zoom.us/j/95903120842. Individuals requiring special accommodations or information or wish to submit public testimony via email may contact Christie San Nicolas, Administrative Officer by email: clsannicolas@gdoe.net.

Agenda to be available on GEB website at least 72 hours before the meeting.
This advertisement was paid by GDOE local funds.

GUAM DEPARTMENT OF EDUCATION
OFFICE OF SUPPLY MANAGEMENT
501 MARINER AVENUE, SUITE 116
BARRIGADA, GUAM 96913-1608
TELEPHONE 671-475-0438
FAX 671-472-5001
WEBSITE: www.gdoe.net/procurement

JON J.P. FERNANDEZ
Superintendent of Education

CARMEN T. CHARFAUROS
Supply Management Administrator

INVITATION FOR BID

GDOE IFB 019-2020

INDEFINITE QUANTITY BID FOR TECHNOLOGY EQUIPMENT, SUPPLIES AND ACCESSORIES

SUBMISSION DATE: Wednesday, August 5, 2020 at 9:00 AM ChST

Note: It is solely the Offeror's responsibility to review the website on a daily basis for the issuance of Amendments/Clarifications for any possible changes to the IFB.

IFB packages are available for download at on the GDOE website at
https://www.gdoe.net/District/Department/12-Office-of-Supply-Management

A hard copy may also be picked up at the GDOE Office of Supply Management at
501 Mariner Avenue, Suite 116
Barrigada, Guam 96913-1608

A non-refundable fee of $10.00 (cash only) is required upon pick-up.

Administered by the Guam Department of Education (GDOE) – Federal Programs Division (FPD) & funded by the U.S. Department of Education Consolidated Grant to the Outlying Areas.

/S/ CARMEN T. CHARFAUROS
SUPPLY MANAGEMENT ADMINISTRATOR
For: JON J. P. FERNANDEZ
SUPERINTENDENT OF EDUCATION

Doc. No. 35GL-20-2105.*

MARIA A. GUTIERREZ
Chairwoman

GUAM EDUCATION BOARD

501 Mariner Avenue
Barrigada, Guam 96913-1608
Telephone Number: (671) 300-1627
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MARK B. MENDIOLA
Vice-Chair

9th GUAM EDUCATION BOARD
REGULAR MEETING
Tuesday, June 30, 2020
6 pm
Zoom Conferencing
MINUTES

VOTING MEMBERS

Maria A. Gutierrez, Chairwoman
Mark B. Mendiola, Vice-Chair
Felicitas B. Angel
Lourdes M. Benavente
Karlyn RCG Borja
John T. Burch
James C. Lujan
Ron L. McNinch, PhD

EX-OFFICIO MEMBERS

Vacant
IBOGS Representative

Doris A. Terlaje
GFT Representative

Mayor, Melissa B. Savares
MCOG Representative

EXECUTIVE SECRETARY

Jon J.P. Fernandez
GDOE Superintendent

I. MEETING CALL TO ORDER

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

ROLL CALL OF MEMBERS

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

Voting Members:
Gutierrez, Maria A. – Chairwoman
Mendiola, Mark B. – Vice-Chair
Angel, Felicitas B.
Benavente, Lourdes M.
Borja, Karlyn RCG
Burch, John T.
McNinch, Dr. Ron L.

Non-Voting Members:
Terlaje, Doris A. – GFT Representative
Savares, Melissa B. – MCOG Representative*

Legal Counsel:
Stake, James

Absent:
Lujan, James C.

*arrived after roll call

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

II. APPROVAL OF MINUTES

Mr. Mendiola motioned, seconded by Mr. Burch to approve the May 26, 2020, regular monthly meeting minutes, subject to corrections. The Board voted by voice with a vote of 7-0 for the motion, motion passed.

Mr. Mendiola motioned, seconded by Mr. Burch to approve the June 12, 2020, special meeting minutes, subject to corrections. The Board voted by voice with a vote of 7-0 for the motion, motion passed.

III. PUBLIC PARTICIPATION – None.

IV. COMMUNICATIONS

CORRESPONDENCE – Ms. Gutierrez informed the board that she received notices from Vice Speaker Nelson's Office regarding the virtual roundtable hearing and the virtual informational briefing for the Guam Department of Education. She noted that the superintendent prepared a response. She informed the board that the roundtable was for SPED related issues. She requested that the Curriculum Committee Chair be present at the roundtable hearing. She then informed that the informational briefing was for a general discussion relative to the Summer School Program and curriculum, School Year 2020-2021 and impacts of COVID-19 on the school environment. She asked her colleagues to register and participate. She then informed the board that there is also an information briefing scheduled for July 27, 2020 regarding consolidated grants and CARES Act funds. She noted that the board does not oversee federal funds and was not sure the reason as to why the Chair of the Committee on Education is asking for information regarding that. She noted that there is an Attorney General's (AG) opinion and asked the superintendent to provide the AG's opinion on who has responsibility of federal funds in the Guam Department of Education.

SUPERINTENDENT'S REPORT

Mr. Mendiola motioned, seconded by Ms. Angel to accept the Superintendent's Report as presented. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

The superintendent provided highlights from his report.

GDOE Graduations Completed. All GDOE high schools, including J.P. Torres Success Academy, completed their "Grad and Go" graduation ceremonies during the June 2-June 13, 2020, time period. GDOE thanks the schools, senior class councils, students, families, mayors and other partners for helping to make this year's graduations a success.

Employees Mobilized for COVID-19 Response. School nurses, school resource officers, student attendance officers, and social workers have been mobilized by the Governor as part of Guam's COVID-19 efforts. At this juncture, school nurses are no longer required by GDOE to report to public health, although the nurses were allowed to enter into voluntary part-time employment with public health or the Guam Memorial Hospital during the summer. School resource officers, student attendance officers and social workers continue to report to public health. In addition, GDOE continues to support the Guam Regional Transit Authority with three special education buses.

GDOE Grab and Go school meal program has been extended through July 31. GDOE continues to provide approximately 12,000 breakfasts and 12,000 lunches per day at 12 school sites. The extension approved by USDA will allow GDOE to continue the program until July 31, after which the program will revert to its school year breakfast and lunch operation.

Distribution of TEFAP emergency commodities. GDOE was able to amend the income eligibility requirement from 150 percent of poverty to 400 percent of poverty in order to continue to meet the needs of the community impacted by COVID-19. This will enable the program to provide individual households with a bag of commodities and a box of fruit provided through the Farm to Families program during each distribution. Department of Public Works has been supporting the TEFAP program to be able to operate multiple sites in an effort to expand the number of families that can take advantage of the program.

All employees owed the COVID-19 differential authorized under Executive Order 2020-08 have been paid; double pay issue still in litigation. At this juncture, GDOE is caught up with the differential pay owed to GDOE employees. However, the question about double pay is being litigated and likely to be under appeal with the Supreme Court. GDOE will continue to review and monitor the situation in order to ensure that employees are legally and appropriately compensated for their work.

CARES Act (Education Stabilization Fund). GDOE submitted its application to USDOE outlining the three main areas for the $41.5 million in CARES ESFSEA funding – safety supplies, distance learning and mental health supports. USDOE has approved the application and is awaiting submission of the internal controls established to manage the funding as well as detailed budgets for use of the funds. Approximately $2.5 million was set aside for the immediate purchase of safety supplies, including face masks, hand sanitizer, cleaning supplies, and plexiglass dividers. Guam is authorized to go through Defense Logistics (federal partner) to procure these supplies, which will expedite delivery.

GDOE Recovery Task Force. Superintendent appointed a Recovery Task Force in May, comprised of six committees addressing major areas to include distance learning, operations and safety, personnel management, mental health supports, budget, and communications. The committees have actively met to develop options and recommendations for consideration by the Superintendent and, in part, by the Guam Education Board. The Board is set to vote on the Task Force plan on June 30, 2020, and will hold a press conference on July 1, 2020, to help share the plan with the general public. Community outreach, employee training, and school facility inspections will take place in the weeks before the scheduled opening of the school year.

USDOE Virtual Monitoring Delayed until July. Due to government closure and travel restrictions, I requested a 60-day extension in order to better coordinate GDOE and USDOE's efforts to ensure the monitoring can happen under normal operations. The virtual monitoring visit will take place the week of July 13, 2020, and should take no more than three days.

Simon Sanchez Design Services RFP. GDOE will proceed to complete the procurement of a vendor to provide the architectural and engineering services for a new Simon Sanchez High School. Finalization of a contract is hoped for this June.

Ms. Gutierrez asked the superintendent what the total number of graduates was.

Mr. Fernandez responded that he did receive the number but doesn't have the specifics but believes there was a total of 1,935 or so graduates.

Ms. Gutierrez asked if the number went down.

Mr. Fernandez responded that they typically wait for the summer graduates as well. He noted that he thinks we're on track because we typically graduate 1900 to 2000 students every year. He stated that he would provide the numbers as we get closer to the Rainbow Graduation.

Ms. Gutierrez asked if the Rainbow Gradation date has been finalized yet.

Mr. Sanchez responded that he did not have the date yet but it will be towards the end of the summer. He noted that the high schools have already met and have begun planning for the Rainbow Graduation and noted that it would be in the Grad-N-Go fashion.

Ms. Gutierrez asked if the SROs, SAOs and social workers were still receiving differential pay.

Mr. Fernandez responded that he has to double check but his understanding is that we are going to get their timesheets from their reporting agencies. He commented that he thinks if we check into it we might find that the executive orders may have lifted the differential pay but he didn't want to say it definitively. He stated that what we're hoping for, which he asked the Lieutenant Governor, is a status on our employees to try to get them to return. He noted that he hasn't received that update yet. He assured the Chairwoman that we will get the information and try to clarify that. He commented that he needs to confirm whether the Governor's executive orders allowed the differential pay to remain for those employees or not. He restated that he would clarify.

Ms. Gutierrez noted that she was listening to the charter school budget hearing. She asked the Superintendent if the newest approved charter school would be included with the $41 million from the Cares Act.

Mr. Fernandez responded that no, they were not included in the Cares Act because there is a requirement that the school exist for a certain period of time and have an actual enrollment. He noted that the charter school did seek the Department's guidance and requested the opportunity to participate, and GDOE sought federal guidance on that issue. He stated that they are authorized by the Charter School Council, but until there is an appropriation, we won't know if funding will be provided by the Legislature and it's something that we won't know until maybe August.

V. EX-OFFICIO MEMBER REPORTS

GFT Report – Ms. Terlaje stated that on behalf of the GFT she would like to thank the GEB, Superintendent Fernandez and the GDOE personnel for the superb job that they are doing to continue with the business of educating our students. She also thanked the parents, teachers and support staff. She apologized for not being present during the past few meetings due to some health concerns and the passing of her Vietnam Veteran brother. She thanked the superintendent and Ms. Denise Aguon for assisting her during her time of need.

Ms. Gutierrez thanked the GFT for the working relationship between the GFT, GDOE and the Board.

MCOG Report – Mayor Savares was not yet present.

VI. UNFINISHED BUSINESS/COMMITTEE REPORTS

1) Executive Committee

Superintendent's Evaluation - Dr. McNinch reported that he and the superintendent have discussed the evaluation and once they can take care of one or two other details they should be ready to conduct the evaluation before the next meeting. He noted that it is substantially similar to the last evaluation. He commented that in these unstable times, it is fortunate that the GDOE has a very stable and good superintendent to reply upon. He stated that between now and the next meeting they should be able to complete the evaluation and it should be able to be done in a very reasonable timeframe.

NASBE

a) **Updates** – Dr. McNinch reported he is one of two Western Region Directors and within the next three months he will be the only Western Region Director for the next two years. He stated that he believes there is an interest in nominating some of our members to elite honors within NASBE and he would like to suggest or propose that they nominate several of our leaders for those honors. Right now the NASBE Fall meeting will be virtual. He stated that he would like to make nominations.

Ms. Benavente reported that she sent out her notes from the Governmental Affairs Committee meeting that she attended in June. She stated that NASBE continues to push for the next stimulus package to include the issue of addressing broadband connectivity, which is a barrier for many

students, and for virtual learning because of the pandemic. She stated that for the appropriations, NASBE has been working with national education partner groups to advocate for more funding in both the stimulus legislation and the regular appropriations. She noted that their next meeting is scheduled on July 6.

Ms. Gutierrez reported that a survey was emailed to all board members. She noted that the conference in Arizona has been postponed and asked the members to submit their survey.

b) **Nominations** – Ms. Gutierrez noted that she received and email from the president of NASBE, Mr. Robert Hull. She stated that it is that time of the year where NASBE sends out nominations to include nominations for the board of directors. This year NASBE will only be soliciting nominations for the Chair elect who will not serve until the following year. They are soliciting nominations for three awards, for the Policy Leader of the Year Award, Friend of Education Award and the Distinguished Service Award(s).

Ms. Gutierrez asked Mr. Mendiola to take over as Chair so that she could make her motion. She noted that Dr. McNinch has expressed his interest to be nominated for the position of chair elect on the NASBE Board. Ms. Gutierrez asked that her colleagues support Dr. McNinch and noted that it would be an honor for Guam and it would be the first time that Guam would have a chair elect on the NASBE Board.

Ms. Gutierrez asked Dr. McNinch if he accepts the nomination.

Dr. McNinch responded yes, and thanked everyone.

Ms. Gutierrez motioned, seconded by Ms. Benavente, to approve the nomination for Dr. Ron McNinch for the Chair Elect for NASBE beginning 2022. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Ms. Gutierrez stated the Mr. Fernandez has done a lot and believes that he will be a very good candidate for the Policy Leader of the Year Award. She then asked Mr. Fernandez if he would accept their nomination.

Mr. Fernandez responded that he would be honored.

Ms. Gutierrez motioned, seconded by Ms. Benavente, to approve the nomination for Superintendent Jon Fernandez for the Policy Leader of the Year Award. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Dr. McNinch motioned, seconded by Mr. Burch, to approve the nomination for Chairwoman Maria Gutierrez for the Distinguished Service Award. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Ms. Gutierrez noted that they have up until August 3rd to submit nominations for the awards and until September 3rd to submit the nomination for the Chair Elect.

2) **Instructional & Academic Support Committee**
Head Start Report – Ms. Catherine Schroeder presented the Head Start Report. She reported that they did receive their Cares Grant Award for $400,069,283. She noted that it was sent to them over the weekend and expired today. She stated that they have been instructed to seek the approval of the Board and the Policy Council to apply for a carry-over of the funds once their 2nd Year Grant is approved which will be established tomorrow. She also announced that one of their Head Start Program teachers from

Talofofo Elementary School, Amanda Cossman, received a $3,000 scholarship to pursue her bachelor's degree under the Legacy Scholarship.

Ms. Benavente motioned, seconded by Mr. Burch, to approve the carry-over COVID 19 funds in the amount of $400,069,283 to Year 2 (2020-2021). The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Ms. Gutierrez asked where their funds would be used.

Ms. Schroeder responded that one of the projects is a summer program to mirror the distance learning for their children that are transitioning into kindergarten and the other is the reopening to provide the necessary supplies that will be needed in the classroom. She noted that in order to do some of their online and zoom classes they have asked for Zoom accounts for their staff so that they can facilitate the zoom meetings and meetings with parents in the policy group. She also noted that they are looking into some enhancements into their curriculum. There were some digital additions that they use with their parents for those that do have online access. These resources will also give them hard copies to enhance their curriculum. She noted that they are also looking at additional software for their staff who are doing remote registration for their children and they are looking at hiring staff for the summer program, as well as two additional aides to help during the school year should they have a lot of staff who may not be returning or who may be absent.

Ms. Gutierrez asked if this funding would be one time.

Ms. Schroeder responded, yes.

Ms. Gutierrez asked Ms. Schroeder, if they hire staff and the funding runs out, what happens.

Ms. Schroeder responded that they are hiring limited term, part-time staff.

Mr. Mendiola asked how much money are we talking about?

Ms. Schroeder responded, $400,069,283.

Mr. Mendiola commented that he just wants to maximize our resources. He commented if that's available, do everything in your power to ensure that there is no money left on the table.

3) **Safe & Healthy Schools Committee**
Board Resolution to Affirm and Adopt the SY2020-2021 School Re-opening and Recovery Plan

Mr. Burch motioned, seconded by Mr. Mendiola, to approve Resolution 2020-06 – Relative to Supporting the Recommendations of the District School Readiness Task Force. The superintendent took roll call, the Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Mr. Burch read resolution 2020-06 into the record.

Mr. Mendiola stated that he appreciates the resolution and commented that it is very well thought out. He commented that he doesn't know if legal can chime in on the "whereas" before the board policies, where it says board policy 346. He stated that where it says "whereas, to implement these recommendations the Guam Education Board must temporarily suspend particular board policies including", he would like to add "but not limited to". He commented that he thinks that if other policies come up later he doesn't want for them to limit themselves on specific policies. He continued to state

that the superintendent could suspend the policy and then let them know. He stated that that is his amendment if the board would like to consider it. He then stated that his other recommendation, so that they don't go back to the same issue that they had in the past, on the third "be it further resolve that the Guam Education Board request that the 35th legislature to introduce legislation", he commented that he would like that the Department of Education actually craft that legislation so it's specific and there's no ambiguity. He stated that aside from that he has no issues and is in full support. He thanked everyone for their hard work, especially to all the chairs of the committees. He commented that he knows that they're not going to please everybody but it was a well-thought-out process that is documented. He stated that they are acting on good faith and he thinks it also gives the leverage and the latitude to the superintendent should anything need to be changed or addressed that the board through this resolution will give him the opportunity to make those calls and not wait for another board meeting to take action.

Dr. McNinch pointed out that a lot of hard and detailed work went into this by Mr. Burch and the other wonderful members of the committee and certainly the GDOE staff and the superintendent. He stated that he wants to point out as a community representative that their hard work did not go unnoticed. There was a lot of coordination and communication that went into this particular report and he greatly appreciates it.

Mr. Burch, addressing Mr. Mendiola's comments stated that regarding the carte blanche granting of the superintendent to temporarily or to suspend board policy, the task force did go through this in great detail and they were asked many times to specifically list the policies that they feel would cause any problems moving forward. He stated that granting carte blanche authority to suspend any board policy would kind of neutralize the authority of the board itself. He commented that he feels that they've gone through this many times over and the list that we have listed here is what the task force has come up. He commented that a lot of work has gone into this, a lot of thought and he kept asking over and over again for them to list all of the areas that we feel might have an impediment to us safely re-opening the schools and this is what they've come up with. He stated that he trusts that the task force has done their due diligence and come up with the listing and if any other is needed he would be very careful about giving full and complete authority to suspend any and all board policies. He commented that Legal would have to look at this carefully but he just provided caution and stated that perhaps they could readdress that issue at another board meeting. He stated that they do need to get this work passed tonight so that we can start implementation in the month of July and get this going now. He stated that he does agree with Mr. Mendiola that yes, GDOE should come up with the language when asking the legislature to suspend laws so that way there will be no problems with the interpretation of our intent. He stated that he wants to thank the superintendent and all the individuals who have diligently worked to develop options and recommendations for the reopening of our schools. He stated that he wants everybody to know that we are establishing the new normal for education on our island and we have made safety the priority for placing students back into the classroom. He said we want to assure students, parents, and faculty that the actions the board is taking are intended to prevent the spread of the coronavirus in our schools as we open for the new school year. Although we are trying our best to reopen our schools as originally scheduled for August 11th he wants to assure everyone that the reopening of our schools will not be determined by a timeline, it will be based on when it is safe to return to school. He again thanked the superintendent, the School Readiness Task Force and all the other individuals that have given their time to make this possible.

Mr. Mendiola stated that after hearing Mr. Burch's explanation on the policy issue he would go ahead and withdraw that recommendation to add "but not limited to". He stated that he just thought he would give the superintendent a little bit more flexibility because we are in an emergency situation but if the policies have been researched and defined, he is absolutely in support of it. He withdrew his recommendation and accepted the resolution as written.

Ms. Gutierrez commented that she attended all the meetings and they put in a lot of work. She noted that the last one she added was the uniform policy because a lot of our families out there are suffering. She stated that she wants to make sure that the parents and families are not stressed thinking of having to purchase new uniforms. She asked the superintendent to have the task force develop an appropriate dress code. She thanked all the committee members and commented that they really put in a lot of work. She stated that she is very proud that at the last NASBE meeting for chairs she proudly announced that we will have our plan on the 30th, approved by this board. She commented that the president of NASBE wanted them to share our plan so that the other states would see. She stated that she wants to thank all of them, Mr. Sanchez, Ms. Erika Cruz, Ms. Doris Bukikosa, Dr. Zeny Asuncion, Dr. Sukola, and Ms. Julietta Quinene. Thank you so much!

Dr. McNinch commented that he feels all these folks that did all this hard work deserve a strong commendation from the board whether we can prepare one or be recognized for the MagPros. He commented that this was a lot of work, all the unseen work and getting the food out to all the children. He stated that they should all be very proud.

Ms. Gutierrez also thanked Ms. Eloise Sanchez and Ms. Isa Baza for their hard work on the resolution.

Mr. Mendiola thanked Mr. Sanchez and the staff who were still working for making their decision as board members easy, because they did a lot of the leg work and the board just provided somewhat guidance. He commented that he is very confident moving forward.

Ms. Angel also thanked everyone. She stated that as a new member on the Guam Education Board she cannot help but convey her appreciation and gratitude for all the work that everyone put in for the good and benefit of our students and parents.

Mr. Fernandez thanked the Board for being very active participants throughout this whole process. He stated that it is very important for the community that we all are on the same page as we head into July and into August. He stated that their support and guidance throughout this process is very important for us and will enable us to move forward without hesitation as we inform the community regarding the details of the plan. He stated that we know that we still have a lot of questions out there and he knows that some are listening right now and may have been hoping for more details. He stated that he wanted to assure the general public that what the board is approving tonight recognizes what we saw in our parent-student surveys – that safety is the number one priority. Before we get to an opening date we definitely are going to need the Governor's authority as well as Public Health's approval of the plan that the board has just approved that we submitted for their review. The Governor and the Public Health experts are going to have to see that. Once that's done, what the board has approved is the Department implementing safety measures at every school site, including the temperature checks, the hand washing stations, social distancing and face masks. We are definitely following the CDC guidelines to the fullest and we are also being as conservative as possible in making sure that we err on the side of safety. Distance learning is definitely going to be a part of our experience this year. He commented that he knows that parents are asking about the different options that we put out there for them, what we're really trying to do is accommodate all students and families as much as possible. That information that we are collecting is going to be used to determine how we serve all of our students whether they prefer to be at home 100% of the time online or to be at home with hard copies or to be in an alternating schedule at school. Our effort is to do what we can to accommodate all families and the third component of what the board has approved really speaks volumes with regard to the coming school year which is the emphasis on transitioning back after what really is a traumatic period and time on our island. He continued to state that it is not just the health concerns, which is how all of this started, but we know very well that the all of the economic uncertainty of the situation with people's jobs, income and livelihood, we know all of that is going to be very stressful to our families which then means it's stressful to our students and also to

our employees. The focus on the social-emotional wellness, the training that will go into preparing for the school year, the services that are going to be available, all of those things that the Board has approved for us to focus on will be a critical part of the plan. He stated that he wants to echo their thanks, not only to the board members who have participated but also to the task force. He commented that he knows for all of the staff who have participated, there hasn't been much of a break since the government shut down in March and we know that many of them expected a slower summer than we've got but he thanked everyone who has been a part of this effort. Thank you for supporting not just DOE but supporting the entire community. He recognized our students, the IBOGS, the Mayor's Council, and the GFT who have been critical partners as well.

4) **Organizational Efficiency and Development Committee** - none

5) **Fiscal Management**

Update on FY20 Budget / USDOE Specific Conditions/High Risk – Mr. Mendiola stated that during the work session they discussed having a financial plan moving forward based on cash. He stated that he has spoken to the superintendent about it and noticed that in some of our funding we usually get shorted at the end of the fiscal year when it comes to the special funds. He thanked Dr. Zeny Asuncion and the superintendent. He stated that they are going to develop that spending plan in terms of cash flow and what our obligations are to give us a clearer picture of what we need to do as a board and remain vigilant of the funding as we get towards the end of the fiscal year. He reported to the board that the release of our audit should hopefully be released soon. It is our hope and he firmly believes that we will get our seventh year of clean audits. He thanked Mr. Frank Cooper-Nurse and Dr. Zeny Asuncion for working together and making sure that we completed this process. He stated that this audit is going to help us address the financial issues as it pertains to high-risk. He noted that on July 13th there will be a virtual assessment and he thinks it will move us a lot closer to the finish line with respect to getting us off of the Third Party Fiduciary Agent which is costing the GDOE roughly $2.5 million dollars annually. He also noted that during the work session they discussed the CARES Act and how they need to come up with a system to track the funds that are coming in and going out. He informed the board that one thing that he wants to point out is that there is a maintenance of effort. He stated that the government, the local appropriations side, has to meet a certain number in order for us to have access to the $41.5M CARES Act funding. He noted that that $41.5 million dollars is tied to our plan with respect to opening of the schools because it talks about our technology, putting the resources into our students' hands, but also the bandwidth necessary for us to continue to provide classes online. He commented that we usually get appropriated about $219 and we need about $225 million to show the federal government that the local appropriation side is committed so that we can also put in our share for the maintenance of effort. He stated that to access that $41 million, they as a board need to advocate that they reach a certain amount of funding. So far the administration has been supportive and has been giving GDOE its cash allotments and we have not had any lags in that respect, but when it comes down to paying our debt, he explained that that is one of the reasons why he wants to discuss a spending plan with the superintendent and Dr. Zeny. He said he wants to know what it is going to look like moving forward so we can manage our cash flow.

Ms. Gutierrez gave told the board members about Bill 638, which has to do with the cigarette tax. She stated that they need to take a position because it will affect the Healthy Futures Funds.

Mr. Mendiola responded that he would take a look at it in his committee.

Mr. Mendiola mentioned that he and Ms. Gutierrez had a discussion and felt that maybe this would be the opportune time mention the law that Ms. Gutierrez brought to his attend regarding the evaluation of pay.

Ms. Gutierrez asked the superintendent to have his legal team and HR look into the law - Title 4 GCA section 6302 – regarding the compensation plan. She noted that it states that there is supposed to be a study and review every three years. She stated if the law is still in place, she would like, as a board that they request for the Department of Administration to conduct a salary study on all DOE employee positions.

Mr. Mendiola stated that he defers it to the superintendent but also suggested that his committee along with Ms. Gutierrez's committee take a look at it together. He commented that if the superintendent could give them an opinion on it, and that law is still current, he agrees with her 100%. He asked the superintendent to add it to a work session agenda so that they could look at getting that process started.

Mr. Fernandez responded that he thinks Mr. Mendiola's suggestion is fine and he was going to suggest, notwithstanding the laws that may have been in place. The CWA was the most recent study in 2014 and we saw the switch from CSC to DOA in terms of responsibilities for handling pay disputes and so forth, there have been a lot of changes and if the committees are going to get together to work on that we can do our due diligence and provide the board with an update. He stated that he also recalls that the Governor had prioritized a teacher and nurse wage study at one point but he did not believe that had commenced. With all that information together, the GDOE could inform the committee as to how to proceed when making a request for teachers, nurses and all GDOE employees.

Ms. Gutierrez commented that she wants the wage study to take place because there are positions, like those in the outreach program, that can be dangerous with them not knowing what they are going to encounter. She also asked the superintendent to have HR review the above-step recruitment because of the positions that are hard to fill. She commented that she hopes that it is applied to teachers who may be first-time teachers because these positions are hard to fill.

VII. NEW BUSINESS – None.

VIII. EXECUTIVE SESSION – None.

IX. ANNOUNCEMENTS AND ADJOURNMENT –

Ms. Gutierrez reminded the board members about the press conference scheduled for July 1, 2020 at 10:30 a.m. at the GDOE Tiyan Headquarters in the first floor main conference room regarding the approved resolution.

Mr. Burch moved, seconded by Ms. Benavente to adjourn the meeting. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Ms. Gutierrez adjourned the meeting at 7:34 p.m.

MINUTES SUBMITTED BY:

CHRISTIE L. SAN NICOLAS
Administrative Officer

Date: July 21, 2020

MINUTES OF JUNE 30, 2020 REGULAR BOARD MEETING:

( ) Approved as submitted

(V) Approved subject to corrections

( ) Other: _____

MARIA A. GUTIERREZ
GEB Chairwoman

Date: July 28, 2020

JON J. P. FERNANDEZ
Executive Secretary/GDOE Superintendent

Date: July 28, 2020