clerks@guamlegislature.org

From: Speaker's Office <speaker@guamlegislature.org>
Sent: Wednesday, October 14, 2020 2:54 PM
To: Clerks Office
Cc: Rennae Meno
Subject: M&C Fwd: GEB October 2, 2020 Meeting - Reporting Requirements
Attachments: GEB Reporting Requirements October 2, 2020 meeting.pdf

10/14/20	7:40 AM	10/13/20	Reporting Requirements for Boards and Commissions-Agenda and other Documents for Guam Education Board Special Meeting held on October 2, 2020.*	Department of Education-Office of the Superintendent	35GL-20-2291

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

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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: Wed, Oct 14, 2020 at 7:40 AM
Subject: GEB October 2, 2020 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>, Tia Lynn S. Salas <tlssalas@gdoe.net>

Hafa Adai,

Please see the attached documents for the Guam Education Board's Meeting held on October 2, 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

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

October 13, 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, and other documents as discussed at the October 2, 2020 special 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

SPECIAL MEETING
Friday, October 2, 2020
3 PM
Teleconference – via Zoom Conferencing
AGENDA

I. Meeting Call to Order

II. Roll Call of Members

III. Unfinished Business

1. Declaration of Financial Status Designation for the months of September 2019 thru February 2020

IV. Adjournment

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

Individuals requiring special accommodations or information 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.

London landlords offer rent relief as West End darkens

(Bloomberg) - Two of central London's biggest landlords are planning to offer tenants further rent relief as property firms brace for another blow to their income after the easing of some lockdown restrictions was reversed.

British Land Co. and Shaftesbury are looking to extend support for shops and restaurants that face a customer retreat just as they were slowly getting back on their feet, according to people familiar with the matter, who asked not to be identified because the details are private. They're responding to Prime Minister Boris Johnson's decision to close restaurants and bars close earlier from Sept. 24 and encourage employees to work from home.

The moves are an early indication that the U.K.'s biggest commercial real-estate firms may struggle to rake in rental payments for a third straight quarter, as the government enacts new measures to halt the virus.



CARNABY STREET: *A sign sits above currently closed shops on Carnaby Street in London on June 11. Christ J. Ratfcliffe/Bloomberg*

"The new restrictions will hit areas like the West End hard, particularly restaurants and bars dependent on high footfall from office based workers or tourists," Bloomberg Intelligence senior analyst Sue Munden said. "This may limit their ability to pay rent, barring new support measures from the Treasury."

Shaftesbury, which owns properties in Soho, Chinatown and Covent Garden, is allowing tenants to defer quarterly rent for a third straight quarter, said the people. British Land, part-owner of the sprawling Broadgate office and retail complex in the City of London, will likely extend support to its smaller hospitality and shop tenants for the next quarter, though no firm decisions have been made, said separate people familiar.

Spokespeople for Shaftesbury and British Land declined to comment.

Nearly 400 pilot whales dead in one of the biggest mass strandings in Australia's history

(The Washington Post) — Nearly 500 pilot whales became stranded, and about 380 died, in Australia over the past week in what is suspected to be one of the largest mass beachings in history.

Rescuers freed about 50 pilot whales from beaches and sandbars in western Tasmania, an Australian island state.

Hundreds of the animals, some distressed and others dead, were discovered on Monday, and more were found around 6 miles away on Tuesday.

For the 30 pilot whales still alive but trapped Wednesday, survival chances diminished rapidly.

Rescuers and experts also warned that some of the freed pilot whales may return to the shallow waters overnight and once again become stuck. Officials cited strong tides.

Pilot whales' social bonds tend to pose a challenge for rescue operations, said Karen Stockin, a marine biology researcher at Massey University in nearby New Zealand who has done extensive work on strandings.

"These animals are constantly communicating," she said. "It's like a distress call. So even when you got some animals successfully into deeper waters, it's not uncommon for them to turn tail and come straight back in."

It is difficult to "undertake any meaningful re-floatation when you've got so many animals, that are literally coming in faster than you can get them out," she said.

As a result, rescuers may have to prioritize animals with the best chances to survive the ordeal - but making that determination can be difficult because of potential internal injuries.

Australian officials said rescue operations would continue "as long as there are live animals," according to the BBC.

"We're not at a stage where we're considering euthanasia," biologist Kris Carlyon told the Australian Broadcasting Corporation



DUTERTE: *Rodrigo Duterte, the Philippines' president, speaks in Manila on Feb. 21, 2017. Veejay Villafranca/Bloomberg*

Duterte gets tough on China, leaning back to America

(Bloomberg) – After years of shifting the Philippines closer to China, President Rodrigo Duterte appears to be leaning back toward the U.S.

The 75-year-old leader on Tuesday gave his most forceful defense yet of the Permanent Court of Arbitration's 2016 ruling in favor of the Philippines that said Beijing's expansive territorial claims in the South China Sea breached international law. Addressing the United Nations General Assembly, Duterte said the decision "is now part of international law, beyond compromise and beyond the reach of passing governments to dilute, diminish or abandon."

"We firmly reject attempts to undermine it," Duterte said, without naming China. "We welcome the increasing number of states that have come in support of the award and what it stands for – the triumph of reason over rashness, of law over disorder, of amity over ambition."

Duterte had resisted raising the tribunal ruling after he took power in 2016, embracing closer ties with China while announcing a "separation" from the U.S. – his country's biggest military ally for decades. But in recent months his government has started to shift back toward America, which remains widely popular among Filipinos, as Beijing has increased assertiveness in the South China Sea and the Philippine economy suffers due to the COVID-19 pandemic.

There's now "more space for those critical of China to be heard and to have influence," said Malcolm Cook, visiting senior fellow at the ISEAS-Yusof Ishak Institute and coordinator of its Philippines project, adding that officials known to be more hawkish on China have stepped to the fore while Duterte has dialed back on anti-U.S. rhetoric. "The weights on the balance of Philippine foreign policy for good relations with the U.S. and good relations with China have shifted this year in favor of the U.S."

GUAM EDUCATION BOARD

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MARIA A. GUTIERREZ
Chairwoman

MARK B. MENDIOLA
Vice-Chair

SPECIAL MEETING
Friday, October 2, 2020
3 PM
Teleconference – via Zoom Conferencing
AGENDA

I. **Meeting Call to Order**
II. **Roll Call of Members**
III. **Unfinished Business**
1. Declaration of Financial Status Designation for the months of September 2019 thru February 2020
IV. **Adjournment**

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

Individuals requiring special accommodations or information 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.

Doc. No. 35GL-20-2291

GUAM INTERNATIONAL FILM FESTIVAL, INC.

(a Non-Profit Organization)

Statement of Activities and Changes in Net Assets
For the Year Ended December 31, 2019

	Unrestricted	Temporarily Restricted	Total
Support and Revenue:			
Government Grants & Contributions	$ 27,716		$ 27,716
Gross Special Events Income	$ 6,420		$ 6,420
Total Support & Revenue	$ 34,136		$ 34,136
Expenses:			
Program Services	14,213		
Community Programs	$ 14,213		$ 14,213
Total Program Services	$ 11,944		$ 14,213
General and Administrative Expenses	$		$ 11,944
Total Expenses	$ 26,157		$ 26,157
Increase in Net Assets	$ 7,979		$ 7,979
Net Assets, Beginning of Year	$ 61,660	$ 4,500	$ 66,160
Net Assets, End of Year	$ 69,639	$ 4,500	$ 74,139

Statement of Financial Position
December 31, 2019 & 2018

ASSETS	2019	2018
Cash	$ 4,882	$ 15,780
Receivable Due From Director	$ 67,805	$ 48,599
Fixed Assets	$ 366	$ 574
Intangiable Asset	$ 1,086	$ 1,207
Total Assets	$ 74,139	$ 66,160
LIABILITIES AND NET ASSETS		
Liabilities:		
Total Liabilities	$ -	$ -
Net Assets:		
Unrestricted	$ 69,639	$ 61,660
Temporarily Restricted	$ 4,500	$ 4,500
Total Net Assets	$ 74,139	$ 66,160
Total Liabilities and Net Assets	$ 74,139	$ 66,160

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2020-08

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 OCTOBER NOVEMBER DECEMBER JANUARY FEBRUARY OF FISCAL YEAR 2020

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, 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, on January 23 and February 20, 2020 the EFSC issued Declarations of Financial Status Designation for the months of October and November 2019; and on July 23, 2020 for the months of December 2019, January and February 2020, respectively; and that these EFSC FSDs were transmitted and received by the Guam Education Board (GEB) office on September 21, 2020; 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 October 1, 2020 the Superintendent of Education provided to the GEB a CFRP to address the projected Code C-Watch shortfalls for the period ending October 31, 2019 and adjusted in Salary, Overtime, Contractual, Miscellaneous, Power, Water, and Telephone for period ending February 29, 2020; and

WHEREAS, the following table reflects C-Watches for October 2019 and adjusted thru the period ending February 2020 for object categories indicating needed corrections to the EFSC

FSD reports on projected shortfall/lapses based on a re-validation performed by GDOE staff; corrections are part of the CFRP for the respective object categories; and

A	B	C	D	E	F
YTD Operations Plan Budget	Month	Account	Expenditure	Proj. Remaning	Proj. Lapse/Shortfall
$ 10,000.00	Oct-19	112 OT	2,253.00	$ 37,656.00	$ (29,909.00)
$ -	Oct-19	290 Misc	-	$ -	$ -
$ 19,645.00	Oct-19	888 Reserve	-	$ -	$ 19,645.00
$ 10,000.00	Nov-19	112 OT	2,870.59	$ 15,774.00	$ (8,644.59)
$ -	Nov-19	290 Misc	-	$ -	$ -
$ 19,645.00	Nov-19	888 Reserve	-	$ -	$ 19,645.00
$ 10,000.00	Dec-19	112 OT	2,870.59	$ 9,560.00	$ (2,430.59)
$ -	Dec-19	290 Misc	-	$ -	$ -
$ 44,050.97	Dec-19	888 Reserve	-	$ -	$ 44,050.97
$ 10,000.00	Jan-20	112 OT	3,988.39	$ 8,964.00	$ (2,952.39)
$ -	Jan-20	290 Misc	-	$ -	$ -
$ 44,050.97	Jan-20	888 Reserve	-	$ -	$ 44,050.97
$ 10,000.00	Feb-20	112 OT	3,988.39	$ 5,430.00	$ 581.61
$ -	Feb-20	290 Misc	-	$ -	$ -
$ 44,050.97	Feb-20	888 Reserve	-	$ -	$ 44,050.97

NOW THEREFORE BE IT RESOLVED, that the Guam Education Board approves the attached Corrective Financial Recovery Plan submitted to the Board on October 1, 2020 by the Superintendent of Education; and

BE IT FURTHER RESOLVED, that a copy of this Resolution 2020-08 be transmitted to the EFSC.

DULY AND REGULARLY ADOPTED BY THE GUAM EDUCATION BOARD ON THIS 2nd DAY OF OCTOBER 2020.

Maria A. Gutierrez

MARIA A. GUTIERREZ
Chairwoman, Guam Education Board

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

October 1, 2020

MEMORANDUM

TO: Chairwoman and Members, Guam Education Board

FROM: Superintendent of Education

RE: EFSC Declaration of Financial Status Designations, Code C-Watch, Corrective Financial Recovery Plan for 2020 Fiscal Year to Date: October 2019 and ending February 2020.

On January 23 and February 20, 2020 the Education Financial Supervisory Commission issued Declarations of Financial Status Designation for the months of October and November 2019; and on July 23, 2020 for the months of December 2019, January and February 2020. The documents were received by the Guam Education Board on September 21, 2020. The EFSC summary spreadsheets for the October 2019 through February 2020 FSDs are attached.

The Corrective Financial Recovery Plan as required by law follows. 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 FY20 Spending Plan as approved by GEB Resolution 2019-17, GDOE began the fiscal year with a projected shortfall of $33M and consequently, anticipated reoccurring C-Watches (projected shortfalls) in a number of operational object classes throughout the fiscal year. However, in accordance with the approved spending plan, C-Watches will diminish as cost containment measures in operations and recruitment is monitored and implemented within appropriated levels of available funding.

The Corrective Financial Recovery Plan (CFRP) to remedy these C-Watches throughout the fiscal year is to transfer funding from personnel lapses and other object categories on a quarterly basis. We would note, GDOE anticipates a higher reimbursement rate for meals served under the federal Child Nutrition Program to generate lapses in to further address C-Watches throughout the fiscal year.

The follow table reflects the EFSC designated C-Watches:

A	B	C	D	E	F
YTD Operations Plan Budget	Month	Account	Expenditure	Proj. Remaning	Proj. Lapse/Shortfall
$ 126,522,381.00	Oct-19	111 Salary	10,187,042.00	$ 121,333,280.00	$ (4,997,941.00)
$ 10,000.00	Oct-19	112 OT	14,042.00	$ 37,656.00	$ (41,698.00)
$ 22,557,245.00	Oct-19	230 Contractual	2,299,702.00	$ 25,296,722.00	$ (5,039,179.00)
$ -	Oct-19	290 Misc	345.00	$ 3,795.00	$ (4,140.00)
$ 9,000,000.00	Oct-19	361 Power	1,135,267.00	$ 12,487,937.00	$ (4,623,204.00)
$ 1,694,507.00	Oct-19	362 Water	212,508.00	$ 2,337,588.00	$ (855,589.00)
$ 314,937.00	Oct-19	363 Phone	29,719.00	$ 326,909.00	$ (41,691.00)
$ 126,522,381.00	Nov-19	111 Salary	20,221,228.00	$ 109,692,328.00	$ (3,391,175.00)
$ 10,000.00	Nov-19	112 OT	14,660.00	$ 20,658.00	$ (25,318.00)
$ -	Nov-19	290 Misc	345.00	$ 1,725.00	$ (2,070.00)
$ 9,000,000.00	Nov-19	361 Power	2,346,747.00	$ 11,733,735.00	$ (5,080,482.00)
$ 1,694,507.00	Nov-19	362 Water	664,132.00	$ 3,320,660.00	$ (2,290,285.00)
$ 314,937.00	Nov-19	363 Phone	59,438.00	$ 297,190.00	$ (41,691.00)
$ 126,497,975.00	Dec-19	111 Salary	30,230,962.00	$ 99,540,910.00	$ (3,273,897.00)
$ 10,000.00	Dec-19	112 OT	14,660.00	$ 18,780.00	$ (23,440.00)
$ -	Dec-19	290 Misc	345.00	$ 1,035.00	$ (1,380.00)
$ 9,000,000.00	Dec-19	361 Power	3,349,869.00	$ 10,049,607.00	$ (4,399,476.00)
$ 1,694,507.00	Dec-19	362 Water	825,159.00	$ 2,475,477.00	$ (1,606,129.00)
$ 314,937.00	Dec-19	363 Phone	89,134.00	$ 267,402.00	$ (41,599.00)
$ 126,826,734.00	Jan-20	111 Salary	40,300,917.00	$ 88,930,068.00	$ (2,404,251.00)
$ 10,000.00	Jan-20	112 OT	21,961.00	$ 10,962.00	$ (22,923.00)
$ -	Jan-20	290 Misc	534.00	$ 1,068.00	$ (1,602.00)
$ 9,000,000.00	Jan-20	361 Power	4,509,837.00	$ 9,019,674.00	$ (4,529,511.00)
$ 1,694,507.00	Jan-20	362 Water	1,099,513.00	$ 2,199,026.00	$ (1,604,032.00)
$ 314,937.00	Jan-20	363 Phone	118,840.00	$ 237,680.00	$ (41,583.00)
$ 126,826,734.00	Feb-20	111 Salary	50,483,559.00	$ 78,973,339.00	$ (2,630,164.00)
$ 10,000.00	Feb-20	112 OT	21,961.00	$ 7,792.00	$ (19,753.00)
$ -	Feb-20	290 Misc	534.00	$ 747.60	$ (1,281.60)
$ 9,000,000.00	Feb-20	361 Power	5,504,783.00	$ 7,706,696.20	$ (4,211,479.20)
$ 1,694,507.00	Feb-20	362 Water	1,342,000.00	$ 1,878,800.00	$ (1,526,293.00)
$ 314,937.00	Feb-20	363 Phone	148,542.00	$ 207,958.80	$ (41,563.80)

111 Salary

The projected shortfall $4,997,940.84 in October 2019 and adjusted $2,630,164 in February is the result of insufficient allotments. Budget modifications totaling $304,352.84 were processed December 2019 and January 2020 alleviated the FSD C-Watch. We would note the projected remaining expenditures calculation assumes employee lump sum payments for resignations and retirements are reoccurring, when in fact they are not. The shortfall will be addressed from: lapses in other categories; non re-occurring lump sum annual leave payments for teachers, retiring, and severing employees diminish the EFSC formulae average; cost containment measures in operations and recruitment is implemented within appropriated levels of available funding.

112 Overtime

The projected shortfall $41,698 for the period ending October 2019 and adjusted $19,753 in February incorrectly captured $17,972.61 overtime expenditures (GDOE staffing at shelters). Actual overtime for the period ending February is $3,988, incurred from payroll processing. The calculation assumes this expenditure is

reoccurring, when in fact, these are not. When recalculated, projected lapses adjusted for the period ending February 2020 $581.61 does not require any action.

230 Contractual
The projected shortfall, $4,938,491 for the period ending October 2019 is the result of insufficient allotments. Budget modifications totaling $644,898 were processed between November 2019 and February 2020 sufficiently addressed the FSD C-Watch as reflected in the adjusted projected lapse $5,161,555 for the period ending February 2020 and A-Stable designation.

290 Misc
The projected shortfall, $4,140 for the period ending October 2019 and adjusted $1,281 incorrectly captured $534 in one-time, non-reoccurring bank fees under Fund 190 the First Generation Trust Fund which is not a part of GDOE's FY2020 appropriations, triggering an unwarranted C-Watch. Removal of this expenditure, which are offset by the available balances from the Trust Account with no negative variances address the C-Watch designation.

361 Power
The projected shortfall, $4,623,204 for the period ending October 2019 and adjusted $4,211,479 for the period ending February 2020 is the result of zero allotments in the 4th Quarter (July-Sept). Budget modifications will be prepared to address the FSD C-Watch from lapses in other categories to adjust the projected shortfall.

362 Water
The projected shortfall, $855,589 for the period ending October 2019 and adjusted $1,526,293 is the result of zero allotments from June to September. Budget modifications will be prepared to address the FSD C-Watch from lapses in other categories to adjust the projected shortfall.

363 Telephone
The projected shortfall, $41,691 for the period ending October 2019 and adjusted $41,563 for the period ending February 2020 is the result of insufficient allotments totaling $314,937. We would note ERATE formula (subsidies for telephone and internet services) are subject for renewal or adjustment, as is required by the Federal Communications Commission. Budget modifications will be prepared to address the FSD C-Watch from lapses in other categories to adjust the projected shortfall.

The corrective actions necessary for the remediation of the EFSC Financial Status Designations (FSD) are being monitored and addressed. A resolution (Resolution No. 2020-08) has been prepared outlining above for the GEB approval in the next Special 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