clerks@guamlegislature.org

From: Speaker's Office <speaker@guamlegislature.org>
Sent: Monday, October 19, 2020 10:43 AM
To: Clerks Office
Cc: Rennae Meno
Subject: M&C Fwd: GEB October 16, 2020 Meeting - Reporting Requirements
Attachments: GEB Reporting Requirements October 16, 2020 meeting.pdf

10/19/20	9:58 AM	10/19/20	Guam Education Board Regular October 16, 2020 Meeting - Reporting Requirements.*	Department of Education-Office of the Superintendent	35GL-20-2307

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: Mon, Oct 19, 2020 at 9:58 AM
Subject: GEB October 16, 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 16, 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 19, 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 October 16, 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
Friday, October 16, 2020
6 PM
Zoom Conferencing
AGENDA

I. Meeting Call to Order

II. Approval of Minutes

ACTION 1. Minutes of September 24, 2020 Regular Meeting
ACTION 2. Minutes of October 2, 2020 Special Meeting

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

IV. Communications

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

V. Ex-Officio Member Reports

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

VI. Unfinished Business/ Committee Reports

1. **Executive Committee**
   - INFO a. NASBE
2. **Instructional & Academic Support Committee**
   - INFO a. Head Start Report
   - INFO b. ECE Training for Board members – October 26, 2020 (3 pm)
   - INFO/ACTION c. Grading and Attendance Policy
3. **Safe & Healthy Schools Committee**
   - INFO a. School Reopening Planning
4. **Organizational Efficiency and Development Committee**
5. **Fiscal Management**
   - INFO a. Update on FY20 and FY21 Budget
   - INFO b. USDOE Specific Conditions/High Risk
   - INFO c. EFSC Review Status

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 Oct. 8, $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.

48.357 PHP₱	105.95 JPY¥	1,155.15 KRW₩	28.681 TWD NT$	6.7910 CNY¥	1.3990 AUD A$	0.8493 EUR €

Ruby Tuesday files for bankruptcy protection, to continue business as usual



BUSINESS AS USUAL ON GUAM: *Ruby Tuesday in the Guam Premier Outlets complex in Tamuning as shown on Sept. 17, will stay open. The restaurant's parent company in the U.S. mainland announced it has filed for Chapter 11 bankruptcy, but restaurant operations will continue.*
David Castro/The Guam Daily Post

Ruby Tuesday's corporate office in Tennessee filed for Chapter 11 bankruptcy protection on Thursday that would allow it to reorganize and try to survive the pandemic-hit restaurant industry across the country.

"We plan to use this filing to strengthen our business by reducing liabilities and reposition the company to emerge a stronger organization built for the future. We intend to move through the process as quickly as possible," Shawn Lederman, company CEO, said in a statement to the company's employees, customers and business partners.

The Guam Ruby Tuesday issued a statement that its operations will continue.

"We at Ruby Tuesday Guam would like to inform our local community that we will remain in operation for the foreseeable future," the Guam Ruby Tuesday stated.

Prior to its filing, the company reached an understanding with its secured lenders to support its restructuring through financing and an agreement regarding the terms of a plan that will provide a sustainable path forward for the restaurant chain, the Tennessee-based company stated in a press release.

"We plan to use this filing to strengthen our business by reducing liabilities and reposition the company to emerge a stronger organization built for the future. We intend to move through the process as quickly as possible," the company stated.

The CEO stated:

• Ruby Tuesday is open for business as usual. This includes dining rooms, Ruby TueGo, curbside, catering and delivery. "We will continue to operate with our same standards of excellence."

• Ruby Tuesday gift cards and So Connected Rewards will continue to be valid and retain their value.

"This announcement does not mean 'Goodbye, Ruby Tuesday' but 'Hello, to a stronger Ruby Tuesday,'" the CEO stated.

The restaurant chain has been in business since 1972.

This year, as of August, Ruby Tuesday had closed 150 locations out of its roughly 450 global restaurants, Business Insider has previously reported.

(Daily Post Staff)

Guam janitorial business to pay $22K for federal labor law violations

After an investigation by the U.S. Department of Labor Wage and Hour Division, a janitorial and ground maintenance services company and federal contractor on Guam will pay $22,648 to workers for violations of the Fair Labor Standards Act and the McNamara-O'Hara Service Contract Act, according to a U.S. DOL press release.

Wage and Hour Division investigators found that JJ Global Services violated minimum wage and overtime requirements when it failed to pay employees for all the hours that they worked.

The employer required grounds maintenance workers to arrive at the firm's shop to attend morning safety meetings and to test their equipment prior to heading to the first job site each day.

Workers were also required to return to the shop at the end of the day to clean and store equipment. JJ Global neither recorded nor paid workers for this time, according to the Labor Department's press release.

JJ Global Services violated prevailing wage requirements of the Service Contract Act when it failed to pay janitorial and grounds maintenance workers required prevailing wage rates and fringe benefits when they performed work on the employer's contract with the Federal Aviation Administration to care for local facilities.

The employer will pay a civil money penalty of $4,500 for the repeat nature of the Fair Labor Standards Act violations, having been found in violation of the same requirements in previous investigations.

"The U.S. Department of Labor is committed to ensuring that workers get paid all the wages they have legally earned, including those earned for any work performed before and after their scheduled shifts," said Wage and Hour district director Terence Trotter, in Honolulu. "The Wage and Hour Division will continue to enforce the law so all employers abide by the same rules, including those doing business with federal government agencies. We encourage other employers to use the results of this investigation as an opportunity to review their own pay practices, and to avoid violations like those found in this case." ***(Daily Post Staff)***

GUAM EDUCATION BOARD
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MARIA A. GUTIERREZ
Chairwoman

MARK B. MENDIOLA
Vice-Chair

REGULAR MONTHLY MEETING
Friday, October 16, 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/99867156102. 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.

PORT OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
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Telephone: 671-477-5931/35 Facsimile: 671-477-2689/4445
Website: www.portguam.com

Lourdes A. Leon Guerrero
Governor of Guam

Joshua F. Tenorio
Lieutenant Governor

INVITATION FOR BID
IFB No.: IFB-PAG-CIP-021-001

SUPPLY AND INSTALLATION OF NEW 24 EACH CYLINDRICAL FENDERING SYSTEM AT WHARF F-3 AND 10 EACH NEW RUBBER LEG ARCH FENDER AT WHARF F4 TO F6

The Port Authority of Guam (PAG), a public corporation and an autonomous instrumentality of the Government of Guam, will receive sealed bids for the **SUPPLY AND INSTALLATION OF NEW 24 EACH CYLINDRICAL FENDERING SYSTEM AT WHARF F-3 AND 10 EACH NEW RUBBER LEG ARCH FENDER AT WHARF F4 TO F6**

Bids will be received as described in the bid and contract documents no later than **10:00 A.M., Chamorro Standard Time (Guam Time) Thursday, October 29, 2020,** at the Procurement Office, located at the 2nd Floor of the PAG Administration Building. All bids will be publicly opened and read aloud at the PAG Board of Directors Conference Room. Late bid submittals will not be considered.

Invitation for Bid packets may be picked up at the Port's Procurement Office on the 2nd floor of the Administration Building, Monday through Friday, between the hours of 8:00am to 5:00pm. All interested bidders must completely fill out the bidder's register. Invitation for Bid is posted on the Port's website: www.portofguam.com, where an electronic copy in PDF can be downloaded.

A Pre-Bid meeting will be held in the PAG Board of Directors Conference Room on **Thursday, October 15, 2020 at 9:30 A.M., Chamorro Standard time (Guam Time). A site visit of the proposed project location will commence after the Pre-Bid conference. All bidders are encouraged to attend.**

The deadline for all Questions and Concerns (Q&C) will be on Wednesday, October 21, 2020 at 4:00pm, (Chamorro Standard Time) Guam Time.

The PAG reserves the right to reject any and all bids and to waive any and all informalities, and to disregard all nonconforming or conditional bids or counter proposals when in PAG's opinion, such rejection or waiver will be in the Authority's best interest.

For additional information, contact Mrs. Joy Jean Arceo, Procurement & Supply Manager at 477-5931 ext. 369. email at: jrarceo@portofguam.com and pagprocurement@portofguam.com.

/s/ RORY J. RESPICIO
General Manager

Doc. No. 35GL-20-2307.*

This Advertisement is paid with government funds by: PORT AUTHORITY OF GUAM

MARIA A. GUTIERREZ
Chairwoman

GUAM EDUCATION BOARD
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MARK B. MENDIOLA
Vice-Chair

9th GUAM EDUCATION BOARD
REGULAR MEETING
Thursday, September 24, 2020
6 pm
Zoom Conferencing
MINUTES

VOTING MEMBERS

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

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

Legal Counsel:
Nasis, Jesse

The Superintendent announced that nine (9) members of the Board were present, constituting a quorum.

Ms. Gutierrez congratulated and recognized the newest and youngest Guam Education Board (GEB) member, Mr. Lawrence Alcairo, who was newly confirmed by the 35th Guam Legislature to fill the vacant elected position until December 2020. She also recognized senior student, Miss Elyssa Cuevas, School Year (SY) 2020-2021 Island-wide Board of Governing Students (IBOGS) representative from Simon Sanchez High School.

II. APPROVAL OF MINUTES

Mr. Mendiola motioned, seconded by Ms. Angel to approve the minutes from the August 25, 2020 regular monthly meeting, subject to corrections. The Board voted by voice with a vote of 9-0 for the motion, motion passed.

III. PUBLIC PARTICIPATION – None.

IV. COMMUNICATIONS

SUPERINTENDENT'S REPORT

Mr. Fernandez gave a brief update from the last meeting. He stated that since Guam is still in PCOR1, there is still no face-to-face classes, relying on hard copy and online learning platforms. He shared that the biggest change for the model of learning is that the department has started the application process at each of our middle and high schools to prepare for the distribution of laptops in order to get more students into the online model of learning. By the latter part of next week, the department hopes to begin the actual distribution of the equipment. He informed all stakeholders, students, and parents who are interested in receiving a laptop to please fill out and return the application and for more information, to contact the schools directly. He noted that further information will also be released over the next few days. He stated that the biggest situation for the department is the budget which will be discussed further under the budget committee with an update on high risk.

Mr. Burch asked if the department still has 2,700 students that have yet to be contacted for class and what is being done to contact them?

Mr. Fernandez responded that the department has 2,700 names that were submitted by the schools that are currently being worked on through our social workers and attendance officers to update and make contact with those families. He stated that he spoke to Mayor Savares about enlisting the assistance of the mayors and she is willing and eager to do so, but before that, the social workers have asked for the opportunity to double check the lists and ensure that there are not any redundancies based on the work they have completed. The social workers were provided the lists to go over this week and once that is completed, they will work with the mayors strategically to reach the students.

Mr. Burch stated that his concern is that once the students are contacted, how is it going to reflect on their chances moving forward after this first semester? He commented that the students who are participating in the models are having difficulties and he is worried that these 2,700 students coming in this late are going to have more difficulties. He asked if there is a plan to mitigate this as far as assisting them to move forward. He is concerned that these students are now truant. He understands that much of it could be because of the fear of COVID-19 and some of it may be for other reasons. He expressed that he just does not want to see that a child is left behind at the fault of the department and that the department has done everything we can to reach out to them. However, for those that are purposely missing class, to ensure that the department has a plan or system to mitigate or help them catch up rather than hold them back. For the students in high school, credits are important for moving on to college, so this is important for those who plan to graduate. He mentioned speaking to a parent and his children who are teachers about various issues. He stated this semester will be more of a learning period on how to learn and teach online and not necessarily the subject matter. Based on Deputy Superintendent Joe Sanchez's new grading system, all students should be given a passing grade, but it will be different for the 2,700 students that have not attended classes yet. He asked that by the next monthly meeting, a plan be in place to work this out because of how late into the SY it is already.

Mr. Fernandez responded that before the next regular meeting, the numbers will be more concrete. The lists from the schools have been divided amongst the social workers and attendance officers to reconcile and continue to work on, and if the assistance from the mayors is needed, the department is able to enlist their support. He noted that September 30th is the normal date for taking official enrollment and just through some

preliminary information, the department is going to have to do some reconciliation of the numbers. On September 30th, the department will get an official count from our PowerSchool system, which will help the department narrow down the numbers. He stated that once the department is able to work on the numbers and decrease it, some schools are going to show a higher number of unreachable students which will lead the department to have to be more strategic with enlisting support to locate those students. For instance, one of the schools at the top of the list is Astumbo Elementary School with over 100 students that have not been contacted. He stated that before the next regular meeting, there will be a cleaner update with the numbers after our team and mayors have a chance to try their efforts to contact these families.

Mr. Burch responded that he is concerned about having enough personnel to try to contact the families with ten of the social workers being assigned to Public Health.

Mayor Savares shared that because families have had financial adjustments due to COVID-19 like losing their jobs and are not able to pay for rent, schools have contacted the mayor's office and found out that some families had to relocate. She noted that because of the transfers, the mayors were able to locate a few families. She also noted that some families with children that moved to the Global Dorm in Maite were assisted to transfer from Dededo to J. Q. San Miguel Elementary School (JQSMES).

Mr. Fernandez added that based on the preliminary numbers, there is a reduction of about 1,800 in enrollment this SY. Another thing that is being reconciled based on PowerSchool and the information from the schools is the possibility that students have transferred and were not identified at that time and can possibly be located somewhere else in the school system. The outreach team is making contact with the homeless families at the Global Dorm to ensure that those children are supported and registered in school.

Deputy Superintendent Erika Cruz shared that she will assist in monitoring the progress of the students that are being contacted based on the listing.

Ms. Gutierrez suggested to check on an increase in enrollment at JQSMES, Jose Rios L.G. Middle School and Tiyan High School because of the new Ironwood apartment tenants and those that have moved to the Global Dorm.

Mr. Fernandez stated that part of the official enrollment will show the changes in enrollment per school and PowerSchool will also allow the department to track students individually if they transferred to another school. It will also help to identify one of the driving dynamics of the increase or decrease in enrollment at the schools. He shared that the department will also work with Dr. Zeny Natividad, Administrator of Research, Planning & Evaluation (RP&E), who was asked to track those students who have also transferred from private schools. He informed the board that the numbers will be provided once the official enrollment is given.

Mr. Mendiola motioned, seconded by Ms. Benavente to accept the Superintendent's Report as presented. The Board voted by voice and approved the motion with a vote of 9-0. The motion passed.

V. EX-OFFICIO MEMBER REPORTS

IBOGS Report – Miss Cuevas stated that her student report was a compilation of all questions and concerns from students during the Zoom meeting and chat with the superintendent.

Ms. Gutierrez asked the superintendent if another chat with the students is scheduled.

Mr. Fernandez responded that there are plans to hold more meetings with the students once the proper form is decided, whether it be on Instagram live, Zoom conferencing, etc. He stated that we will work with the IBOGS to continue to decide the future of their conversations.

Dr. McNinch asked Miss Cuevas what she thinks is the most important thing the students are concerned about?

Miss Cuevas responded that based off of the questions and concerns from their Zoom meeting and from her personal experience with her friends, she thinks the main concern are the assignments and meeting times. She noted that most schools are not following the ABC schedule and are just scheduling meet times when necessary and some meetings are unnecessary and not part of the lesson. For instance, some teachers schedule meetings to check up on the student to see if they are doing their work. She thinks the main concern is the distribution of assignments. Some students are overwhelmed and stressed because of the major work that is given.

Mr. Burch thanked Miss Cuevas for her insightful report. He expressed that a parent he spoke to has the same concerns that are listed on her report, especially about the hours and the times that the students have to stay up late at night turning in homework and do on weekends. He stated that Fridays were designated for students to talk with their teachers and not have classes. He is concerned that students are given a notice 30 minutes prior to class meeting and because students have missed class, luckily some teachers have allowed them to join the next class since it is an adjustment period for everyone. He shared that these concerns are similar as he hears it coming from teachers, parents and students. Distance learning is difficult with students having to learn how to use the internet and log into group meetings. If these concerns are coming from people that have students in secondary schools, imagine the difficulty for those with children in elementary learning how to use a computer for the first time. On top of that, having to go through long, drawn out class meetings. He feels for the students and everyone and asks that we give the administration and teachers a little time and of course the students, to go through the new process of attending the new classroom. Based on the current COVID-19 information, he does not believe that face-to-face classes will be starting anytime soon. Seeing and hearing of experiences from schools in the United States after opening face-to-face classes and COVID-19 spikes as a result, he believes that distance learning will be the mode of learning for now and hopes that parents will be understanding for a while and maybe for the entire calendar year. He is hopeful that the distance learning will be successful and by the next meeting, we will have a better understanding of what is going on.

Ms. Gutierrez addressed Ms. Borja as the parent representative to do what she can to reach out to the parents and thanked Miss Cuevas for gathering all the concerns and input.

Mr. Alcairo reiterated the points that Miss Cuevas discussed. He noted several things during the Zoom meeting with the students. Students expressed receiving assignments after the time school was over, some as late as 10 p.m. He stated that he would like to ensure that the board and superintendent instruct the administrators and teachers that assignments given after the normal school day would be considered the next day and have an assignment due date the day after that. He stated that this would help in a sense of returning to normalcy of when assignments were due as well as assignments not being due during the weekends.

Mr. Fernandez thanked those that joined in on the calls. He noted that there were six parent Zoom chats and agreed with Mr. Burch that there were a lot of similar issues but from different perspectives. He suggested they hear from Ms. Doris Terlaje, Guam Federation of Teachers (GFT) representative, on the input from the teachers and then Mr. Sanchez can share a quick update on what he is doing with the input since he has been meeting regularly with the teachers and administrators. The input is helpful to continue to help guide them with their improvements and then we can continue to hold the parent and student meetings and hear from our teachers as well moving forward.

GFT Report – Ms. Terlaje thanked the GEB on behalf of the GFT for being very accommodating, especially during abnormal challenging times and they look forward to continued collaboration. She thanked all the hard workers and believes that we can give the students the best education. Since the start, she has been

getting feedback regarding the challenges that teachers are facing. She thanked the board for waiving the Professional Teacher Evaluation Program (PTEP) this SY and stated that teachers are concerned with how the annual performance evaluations would be fairly and subjectively made. She asked if there will be a district-wide guideline so that interpretations are not vague and inconsistent among the schools. A request was also made for an adopted new standard time for teachers and students. Since busing is not an issue, instead of high schoolers starting at 6:45 a.m., maybe the department can adopt an 8 a.m. to 2 or 3 p.m. or 9 a.m. to 3 p.m. hours so that students and teachers are aware of an expected time and teachers do not have to wake up so early and then stay up so late. She noted that another issue is the expected time limit. Many teachers have expressed feeling burnt out already because of the many hours they have invested into their work. The teachers are concerned about the old laptops they have received that are over ten years old and asked if they would be issued a more current laptop and maybe an external memory device in order to keep records. They also expressed concern for their home internet not being able to take the load making it unreliable and that causes an added expense for them. She shared other concerns that teachers have been sharing and commented that guidance from the administrators in some schools are sometimes different amongst one another. Teachers ask for consistency with the leadership team and that they be on the same page and have the same expectations.

Mr. Sanchez shared that they have had a number of meetings with the school leadership teams and teachers at every level. He thanked GFT for their attendance at those meetings. He stated that a lot of the concerns brought up are being addressed and the department is well aware of them. He shared that the structure that we have that teachers can communicate directly with us is through their school leadership teams. It consists of all grade level representatives from each school, department chairs, and sometimes team representatives that are asked to compile concerns that they get from parents or students. For example, they have been discussing laptops for the past couple of weeks, which they have been informing the administrators and the school leadership teams that they are going to get new laptops. Teachers who do not have laptops are prioritized first, followed by those who have laptops that are not working or have issues with their cameras or microphones, and then everyone else with working laptops but may be old will be able to get their laptop replaced. As for curriculum, they just formed a curriculum group that met for the first time last week and consist of teacher leaders and administrators that address issues regarding grading and have a plan to meet weekly and every other week with the full school leadership team. In regard to trainings, the department has a robust training team, a network of instructional coaches, as well as a YouTube video website with different levels of training. He stated that they can reach out to their administrator or any instructional coach for training and shared that there are many resources to assist them. He will work with the school principals and school leadership teams to get the message out to teachers so that they are aware of the available assistance.

Mr. Mendiola thanked the curriculum and instruction members for all their efforts. He asked that everyone please be patient as we figure it out and try to find a balance for teachers and students during this COVID-19 situation. He stated that it is a balance that we have to figure out as a team and is certain that we will get there.

Ms. Terlaje thanked everyone for all their hard work and believes that with our partnership, we will get through this together and give the students the education that they need.

Ms. Cruz shared that she received input from a few high school administrators that they are good with the 8 a.m. to 3 p.m. schedule.

Ms. Gutierrez asked that Ms. Cruz also get the input of the elementary and middle school administrators as well.

Mr. Fernandez stated that all schools have to work together to ensure we do not have overlapping schedules for families.

Ms. Cruz stated that eight schools are flexible. Elementary and middle schools already start at 8:30 a.m. and the high schools are amendable to start at 8 o'clock rather than 6:45 a.m.

Mr. Burch stated that his concern with that is the overlapping of students taking classes with households of multiple families that only have limited access to the internet and sometimes only one computer. Some families have several children that attend different schools and have to share a laptop while having to log in at around the same time.

MCOG Report – Mayor Savares reported that the Mayor's Council continues to support the schools with the grab and learn. The mayors have been assisting the schools with having packets available at common areas to pass out for families that are not able to travel far to the school. She has had packets from Luis P. Untalan Middle School be dropped off to her office so that students that are not able to drive all the way to Barrigada can pick it up there where it is closer to them. Mayors have also brought packets to other places where families that do not have transportation can walk to pick up. The mayors have also assisted with the meal distribution by picking up the excess meals from the schools and passing it out to the housing in their communities. She noted that they also assisted a school with contacting students and continue to assist where they can. She shared that anyone from the school office or any teachers may contact their mayor's office when needed because they are willing to assist. She noted that they are wrapping up the first round of TEFAP food distribution of all 19 villages this week and are going to start round two of delivery next week. The communities continue to come together to assist and the TEFAP distribution actually helps families that are in need and are affected by the lack of income that they used to have. She noted that in this round, there are additional items added to the commodity bags and thanked GDOE for their support and assistance. She thanked the GDOE nurses for their assistance in the community at Public Health and Guam Memorial Hospital (GMH). She thanked Mr. Fernandez for his leadership and assistance and everyone else with coming together to make a big difference with our island.

Mr. Fernandez thanked the mayors on behalf of the department and the board for their help with the food distribution. Their support has been really helpful with giving the department some relief operationally by taking some of the load in terms of the food to not only distribute out to the communities but also help our schools with the Grab and Learn and other operations with our families. He noted that they really have been helping us with the burden of some of those operations and we do look forward to continuing to work with them on those efforts.

VI. UNFINISHED BUSINESS/COMMITTEE REPORTS

1) Executive Committee

NASBE ECE Grant – Ms. Gutierrez informed the board that Guam was awarded the stipend of $4,000 out of two states that were chosen. She congratulated Ms. Eloise Sanchez who was instrument in writing the grant. She noted that the stipend will be used for the task force committee members that were selected to conduct training to the board members on the understanding of the importance of a child's social and emotional learning. She informed the board that they will be attending a training that will be conducted by five Early Childhood teachers and five school counselors from elementary who will also train other teachers up to the 3rd grade and the administrators. She stated that a stipend will be given to them in return because they will be conducting their training after their teaching hours. The superintendent has already approved a task force that were recommended by Ms. Eloise Sanchez and Psychologist, Ms. Nadine Cepeda. The task force has three months to complete the project and draft a policy for the board by December to adopt and be a part of the board policy. She reiterated that Guam was awarded the stipend out of two states and recognized and thanked Ms. Eloise Sanchez, Ms. Lou Benavente and all the task force committee members for their work.

NASBE Virtual 2020 Annual Conference – Ms. Gutierrez announced that due to COVID-19, the conference will be virtual this year and will start on Tuesday, October 20th. She reminded the board members that if

they are going to attend, to register and let Ms. Christie San Nicolas know no later than October 20th because the registration needs to be prepared, and it costs $125 per member, which is non-refundable and paid for by the NASBE PDF fund**.** She also reminded them of the time difference and briefly read the agenda to notify them of the dates and times that they can participate and to refer to the agenda for more information. She suggested to the superintendent to have the department's legal attorneys attend the conference that relates to Special Education. She noted that there is a session for the NASBE awards and mentioned she has a special announcement that she will hopefully be able to share at the October GEB special meeting. She reminded everyone to register and wished good luck to Dr. McNinch on hopefully becoming chair elect.

2) **Instructional & Academic Support Committee**

Head Start Report – Ms. Schroeder presented the Head Start Report. She reported that Head Start has restarted classes, primarily with the virtual and hard copy work. The children receive three days of instruction for about 40 minutes. Head Start teachers are also learning how to conduct Zoom meetings and teach remotely. She stated that the kids have been enjoying it and the only negative feedback from a parent that they received was that she was afraid her child would not learn due to a short attention span. Head Start communicated with the parent regarding developmentally appropriate behavior and the teacher has been able to work well with the child in order to get the child to return back to the computer. She stated that they have a parent curriculum on the parent portal so that parents can have access virtually on many activities. She shared that what they are now beginning to address is equity. For the students that are having difficulty with their devices or do not have devices, they plan three one-on-one sessions with the parents with children who are not receiving virtual lessons. Any students isolated due to COVID-19, the staff ensures that they receive meals and their hard copy assignments. The last concern are the teacher-child interaction scores. She discussed the goals of their division with the aim of reaching the highest scores. She shared that during their last review, they scored close to the desired scores and are not at a risk factor. Head Start is due for two federal reviews, which she will find out more information at an upcoming webinar next week.

Mr. Mendiola motioned, seconded by Mr. Burch to accept the Head Start Report as presented. The Board voted by voice and approved the motion with a vote of 9-0. The motion passed.

3) **Safe & Healthy Schools Committee –** The superintendent noted that during the summer Mr. Burch and his committee were instrumental in keeping the board updated with reopening discussions. He commented that although we are not there yet, he has discussed with his management team the possibility of restarting those discussions as we start to move through PCOR1 in anticipation of moving to PCOR2 and PCOR3 somewhere down the road. He noted that if they do decide to restart the discussions, he and his management team will look to the Safe & Healthy Schools committee as they did over the summer as a way to keep the board informed of those ongoing discussions.

4) **Organizational Efficiency & Development Committee –** No report.

5) **Fiscal Management**

Approval for FY2021 Spending Plan – Mr. Mendiola reported that the Budget and Finance committee met on Tuesday. He stated that the board has done its due diligence and they have provided the draft and had a committee work session on it. He explained that the Public Law-35 which was vetoed by the Governor but then overruled by the Legislature basically authorizes the appropriation of $208,000,532, which is a significant reduction from the initial request from when we went through our budget request. He noted that GDOE has been taking significant cuts and shared that if we take $15 million that we are absorbing from this budget cut from the previous year's appropriations, it will total up to about close to $30 million. He stated that we understand the current situation that we are in and many things needs to take place; however, the department still has to provide education to our students as best as possible.

He stated that he would read the "be it resolved" portion into the record so that they can discuss how GDOE is going to spend the limited resources given to the department. He summarized the resolution into the record. There are going to be some serious measures that the board may have to consider should the department not receive the level of appropriations. He commented that $208 million is significantly low, and this can potentially have an effect on the department's access to federal funding. There is a maintenance of effort requirement that we have to have an average of our three years appropriations at that level in order for us to have access to the federal funding. GDOE has to work within its means but at the same time, continue to advocate with the Legislature to fund the department. He noted that it is such a large gap for us to fill during this pandemic and the economic crisis that we are going to be facing. He stated that the first quarter of the year is the most difficult time for the government because that is when the revenue and tax collections are not up. He stated that we have to brace ourselves and be very vocal when we are questioned about the non-payment to vendors and our bills. He emphasized that this is something that the Legislature knows because of the numerous times that we have testified at the Legislature and have asked for their support. He stated that it is our hope that the superintendent can save any resources through operational costs since schools are not open. In our Budget and Finance committee, we asked the superintendent to do a monthly report on our cash flow for GDOE. At this point in time, we have to make sure that we spend the cash that is coming in and if we come up short, we have to inform people that things may not get paid. He stated that the department is proposing internal cuts, but he feels that we should advocate for more resources for GDOE because he does not think we can meet our mission if we continue to cut any further from GDOE.

Mr. Alcairo requested that the spelling of the word 'sinco' to 'singko' be corrected in the resolution. He also requested that Senator Amanda Shelton be added to the resolution since she is the acting chair of education. He noted that during the finance and budget work session, Ms. Gutierrez asked about the GEB stipends being suspended during the FY. He asked the superintendent if he had a chance to speak to Legal counsel about that.

Mr. Fernandez responded that yes, he did have a chance to speak to Legal counsel and shared that Ms. Gutierrez did her own research as well. He explained that the law in 17 GCA has a requirement for the board to pay out the $250 stipends to board members per meeting not to exceed $500 per month. Which means that should the board meet two times, there would be two stipends due to each board member in attendance, but should they decide to meet more than twice, then it is capped at the $500 level. The Budget Act does provide language for waiver of the stipends, but it does not clarify that the board or the department has the authority to waive it, but more implies that it is the individual board members who can decide to waive their stipend. He advised them to be cautious of taking any action that would confuse the GDOE responsibility for making those payments because that is clear in the statute. He stated that the waiver seems to be for those individual board members who choose not to receive or to waive that stipend and that they are entitled to do so on an individual basis. He stated that that is the extent of their research.

Mr. Mendiola shared that he likes the idea, but it would need to change in the law. He feels that they should afford the opportunity for the new members coming in to be a part of that conversation because it is going to be a change of law. They agree that they are not in it for the money, but at the end of the day, they must follow the law. Going back to the budget, it gives the superintendent the transfer authority necessary to fill the gap. The stipends as it stands right now will still stand based on the law. Any savings that the department has coming through would revert back to the department and have the budget and finance committee discussion so that we can then work with the superintendent to guide and see where the help is needed the most.

Ms. Gutierrez addressed the superintendent and said that every month, the department has payroll and other obligations to pay and if we do not get all the appropriation that is needed, to ensure that he meets

the obligations of the department and put paying the GEB stipends last. She shared that they did that back in the Education Policy Board and yes, it was in the law. She is bringing it up that she and three other board members indicated that they will donate their stipends. She shared the importance of avoiding special meetings and plan ahead to minimize the costs and emphasized that just one meeting costs $2,250.

Mr. Mendiola commented that the purpose of the monthly work sessions is to manage the cash flow. He noted that they are tracking for this FY to get the allotments that they have committed to the GDOE and noted that next year will be challenging and tough.

Ms. Gutierrez advised the superintendent to finalize the draft and have it delivered before the 30th to the Guam Legislature and the governor.

Mr. Mendiola motioned, seconded by Mr. Lujan to approve Resolution 2020-07 relative to adopting the spending priorities and cost-cutting measures for the Guam Department of Education for FY 2021. The Board voted by voice and approved the motion with a vote of 9-0. The motion passed.

USDOE Specific Conditions/High Risk – Mr. Mendiola shared that the USDOE virtual assessments were held. He thanked the Superintendent, Dr. Asuncion, Mr. Frank Cooper-Nurse and the Federal Programs division. USDOE removed some conditions and moved the department towards a probationary period for certain portions of the high risk. He feels that it looks promising for the department. One highlight is that the board did provide a mechanism in the spending plan to build the framework in which if the Third Party Fiduciary Agent (TPFA) is removed, that GDOE would have the necessary resources, manpower, and capabilities to transition. He anticipates the next review will be around January.

Mr. Fernandez noted that we will be in constant communication with USDOE. He stated that USDOE will possibly be giving us input on the most recent submissions over the summer that they were still working on. We will be working with Property Management and Procurement to ensure that during this probationary period, we handle all the duties and responsibilities that we are supposed to be doing so that when we get to January, that we will be able to completely remove the TPFA oversight. Moreover, there are another two issues related to employee time tracking and fixed assets automation that will be moving forward. He stated the employee time tracking is a contract that he thinks is just awaiting execution from the Governor. Procurement will be able to forward the fixed assets under the new PCOR1 rules. For a while, it was not related to distance learning and was basically on hold. The new rules will allow us to begin that process and inform the board. January and February timeframe are when we expect a possibility of another virtual monitoring so between now and then, we really have to nail other things down.

Mr. Mendiola briefly explained for the new board members that we initially started out at about $4.5 million that we paid for the TPFA, then decreased it to $3.5 million, and now we are at $2.5 million. He explained that if we are able to remove the oversight of the TPFA, we would be able to redirect that amount to our operations cost. He shared that that is why this is so important and his role as the vice-chair and chair of the budget and finance committee is to ensure that we stay on top of this and actively engage with our federal partners. He shared that what is at stake is the access to the federal dollars. We are at about $60 million in federal grants, which we hope to get more access to that especially with this issue. Another thing is the CARES Act funding that was given to us. We are the state agency so out of the $40 million that was given to us, $10 million of it is given to our charter and private schools. The funding comes through the Guam Department of Education and gets channeled out to all the other schools in Guam. The Budget and Finance committee will continue to meet once a month and will continue to provide updates to ensure they stay on top of the financial situation.

Mr. Fernandez mentioned to the board members that there are also other documents in the board packet that they may review at their leisure along with the report. He noted that one is a financial report as of the end of August with a notation about mid-September relative to the release of General Fund and revenues to the department. He stated that we do hope to get all the funding that is appropriated to the department. He commented that so far, the funds have been coming through and we have been keeping a good relationship with the Department of Administration (DOA). The message is that If we continue to get the funding that is promised to us early in the year and there are no shortfalls towards the end of the year, we do a good job of trying to manage and pay all those obligations that we had from the prior years and trying to bring the numbers down. He noted that it is difficult especially if we get surprised by cash shortfalls and reminded the board that the documents are in their packets.

Mr. Mendiola recognized the GDOE budget team and staff for really coming through with the reports and providing the details to pass the resolution, as well as all their work toward making sure that all the numbers are accurate for the board. He thanked and recognized Dr. Asuncion and the budget team for their outstanding work in assisting the board.

Ms. Gutierrez commented that this is why the October meeting was requested and asked the superintendent to schedule a work session for the new board members to become aware of the financial situation that we are in. She welcomed Mr. Alcairo to be a part of the Budget and Finance committee and informed Mr. Mendiola that Mr. Alcairo will be joining him in the committee to assist him.

Dr. Asuncion shared that she was informed by DOA's comptroller, that the department will not be able to fully collect the Gaming Fund of about $161 thousand because the receipt that they received from the sources that fund the Gaming Fund was short that amount. If they are able to collect that, they will give the department that money during FY2021. She noted that all else in the department's allotments are pretty much paid out. The general allotment operations were fully paid, and the balance is zero.

Mr. Fernandez made a comment that that was Mr. Mendiola's concern for next year regarding whether they would really collect the gaming fund that they have projected for next year. We will continue to monitor it with the budget committee more regularly during the first quarter of the school year.

VII. NEW BUSINESS – Ms. Gutierrez shared that Mr. Alcairo expressed interest and he will be the Education Liaison on any legislative bills that comes before the GEB especially with the budget shortfall to work with the legislature to help our department. She stated that she would like for our department to submit a supplemental any chance the legislature has a revenue.

Mr. Fernandez agreed that it is a great idea and wants to ensure that we have clear direction. He asked that Mr. Mendiola and Mr. Alcairo assist with that. He stated that based on the passage of the resolution, we will begin immediately to construct and work on the letter to request for supplemental funding at Ms. Gutierrez's direction based on the guidance from the resolution that was just passed.

VIII. EXECUTIVE SESSION – None.

IX. ANNOUNCEMENTS AND ADJOURNMENT – Ms. Gutierrez reminded her colleagues to participate on September 28th in the virtual Federal Programs Consolidated Grants. Additionally, a work session will be held to further explain the Education Financial Supervisory Commission (EFSC) to the new board members prior to the upcoming special meeting as well as the Unlimited Gaming Fund. She reminded all colleagues once again to register for the NASBE Conference before the deadline. She also reminded the superintendent to have our legal counsels register for the opportunity to participate.

Mr. Lujan moved to adjourn the meeting. The Board voted by voice and approved the motion with a vote of 9-0. The motion passed.

Ms. Gutierrez adjourned the meeting at 8:09 p.m.

MINUTES SUBMITTED BY:

for _____ **Date:** October 9, 2020

CHRISTIE L. SAN NICOLAS
Administrative Officer

MINUTES OF SEPTEMBER 24, 2020 REGULAR BOARD MEETING:
( ) Approved as submitted
(√) Approved subject to corrections
( ) Other: _____

_____ _____

MARIA A. GUTIERREZ **JON J. P. FERNANDEZ**
GEB Chairwoman **Executive Secretary/GDOE Superintendent**

Date: 10/16/2020 **Date:** 10/16/2020

MARIA A. GUTIERREZ
Chairwoman

GUAM EDUCATION BOARD

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Barrigada, Guam 96913-1608
Telephone Number: (671) 300-1627
Facsimile Number: (671) 472-5003
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MARK B. MENDIOLA
Vice-Chair

9th GUAM EDUCATION BOARD
SPECIAL MEETING
Friday, October 2, 2020
3 pm
Zoom Conferencing
MINUTES

VOTING MEMBERS

Maria A. Gutierrez, Chairwoman
Mark B. Mendiola, Vice-Chair
Lawrence J. Alcairo
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 3:00 p.m.

ROLL CALL OF MEMBERS

Mr. Jon 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
Alcairo, Lawrence J.
Angel, Felicitas B.
Benavente, Lourdes M.
Borja, Karlyn RCG
Burch, John T.
Lujan, James C.
McNinch, Dr. Ron L.

Non-Voting Members:
Terlaje, Doris A.– GFT Representative

Legal Counsel:
Nasis, Jesse*

*arrived after roll call

The Superintendent announced that nine (9) members of the Board were present, constituting a quorum.

II. UNFINISHED BUSINESS

1) Declaration of Financial Status Designation for the months of September 2019 through February 2020

Mr. Mendiola stated that the GEB held a work session yesterday regarding the Education Financial Supervisory Commission's (EFSC) letter. He recognized great presentations from the leadership of the Guam Department of Education (GDOE), the Chief Internal Auditor Mr. Frank Cooper-Nurse, Dr. Zeny Asuncion, and Ms. Becky Lujan from the budget team. He commented that they presented on the details

of the resolution and explained the requirements of the board in its role in respect to the EFSC. He noted that the discussion on the resolution will highlight all that was discussed at the work session yesterday.

Mr. Mendiola moved, seconded by Mr. Lujan to approve the Guam Education Board Resolution 2020-08, relative to approving the Corrective Financial Recovery Plan (CFRP) prepared in response to the Code C-Watch issued by the EFSC for the months of October, November, December, January, and February of Fiscal Year 2020. The Superintendent took roll call, the Board voted by voice with a vote of 9-0, motion passed.

Mr. Mendiola read the GEB Resolution 2020-08 into the record. He noted that the presentation yesterday highlighted that the corrective plan already took place. He stated that the EFSC is doing this after the fact. The superintendent received a letter from the chair of the committee, Mr. Lester Carlson. The Board is ratifying the actions that the department already took to ensure that we financially meet our obligations. He stated that during the work session yesterday, Dr. Asuncion mentioned that GDOE has received a good portion of our allotments from the funding for 2020 with the exception of the shortfall from what he thinks is the Healthy Futures Fund, which is about $161,000.

Mr. Fernandez stated that it was the Unlimited Gaming Fund.

Mr. Mendiola corrected himself and said that it was the Unlimited Gaming Fund, which is $161,000. He stated that the challenges are the obligations that the department is not able to pay. The department has an aging report and when the Budget and Finance Committee initially had the discussion with Dr. Asuncion a few months ago, we started paying down our balances. It is eventually starting to catch up now that we are at the end of the fiscal year. The purpose of the EFSC was created by the 30th Guam Legislature to address some issues regarding the financial instability of the department at the time. He stated that during the work session the committee discussed that they feel confident that the department is managing its resources. He noted that during the oversight hearing regarding the EFSC, they provided testimony. During the hearing, Ms. Gutierrez also pointed out that the EFSC felt that the board was overstepping. He stated that the board needed some clarity with respect to that. He stated that the superintendent informed the oversight chair that a letter was sent to the Attorney General asking for clarification in terms of the duties and roles of the board and the enabling legislation. He commented that the board and the department need to get that resolved. He also noted that the chairwoman of the board also mentioned that GDOE can seek legislative intervention to provide clarity. He commented that it was also the position of the Attorney General's office when they had an informal discussion that if anything needed to be changed, it would have to be because it is the law. He stated that the resolution is pretty straight forward. Moving forward, the Budget and Finance Committee has requested to have monthly meetings to discuss the financial conditions to get these reports. The board will be engaged because of the severe financial shortfall of the GDOE budget that was signed into law. He stated that we are operating at a $208 million budget and we know this reduced budget might drastically affect the department's operations during the latter part of this fiscal year. Mr. Mendiola concluded his presentation.

Mr. Fernandez stated that this board is not in the habit of having special meetings and it is usually reserved for one meeting per month in order to do business. He explained that the only reason that the board is having this special meeting is because we only received the EFSC report a few days before we were prepared to go through our spending plan at our regular meeting and address the budgetary needs so there was not sufficient time - even in the number of days allotted by law - to develop a response, get it to the board and have the board act by its regular meeting. He stated that department did work to try to get this done within the timeframe set out in the statute and have the board act on it accordingly. In addition, the chair of the EFSC indicated that this report was only for record purposes and no board action was necessary. However, the board reviewed the law and because the law says that when a report is given and a code designation is given to the board, there is a required action from the board; therefore,

the Board felt that it was its duty to comply with the law and that is why the board scheduled this meeting. He stated as Mr. Mendiola said, these are issues that relate to the middle of last fiscal year. He then thanked the board for accommodating the request to have this meeting.

Mr. John Burch responded that he does not have any questions. He stated that he read the report, read the resolutions and agrees with everything that is in it, and he is ready to vote affirmative for it when she is ready to call the vote.

Ms. Gutierrez thanked Mr. Alcairo for reaching out to the office of Senator Joe San Agustin and mentioned that Senator San Agustin contacted her. She informed Mr. Alcairo that he will be working with Senator San Agustin's staff. She stated that she feels very uncomfortable because one of the members of the EFSC members works for the Attorney General's office and she does not know if our clarification will be in the Board's favor. She stated that she trusts that Mr. Alcairo and Senator San Agustin's staff will work on this issue regarding the EFSC so that the incoming board members for 2021 will not have to face what the board is facing now with overstepping their boundaries.

Ms. Gutierrez thanked her colleagues for a unanimous vote and commented that the Superintendent will prepare the final report and proceed to submit it to the EFSC. She mentioned that it may be brought up during the informational briefing on Monday at 10 o'clock. She invited all board members to participate.

III. **ANNOUNCEMENTS AND ADJOURNMENT** – Ms. Gutierrez informed the Board that the next regular meeting will hopefully be scheduled soon and not during the week of the National Association of State Boards of Education (NASBE) conference.

Dr. McNinch thanked Ms. Gutierrez for the message about the NASBE meeting coming up and thanked her for encouraging everyone to join. He commented that he would also like all of their colleagues to join.

Ms. Gutierrez thanked Dr. McNinch and mentioned she received the packet for the chair, and she will share it with the board members.

Mr. Mendiola moved, seconded by Mr. Burch to adjourn the meeting.

Ms. Gutierrez adjourned the meeting at 3:19 p.m.

MINUTES SUBMITTED BY:

for _____ **Date:** October 8, 2020

CHRISTIE L. SAN NICOLAS
Administrative Officer

MINUTES OF OCTOBER 2, 2020 SPECIAL BOARD MEETING:
( ) Approved as submitted
(X) Approved subject to corrections
( ) Other: _____

_____ _____

MARIA A. GUTIERREZ
GEB Chairwoman

JON J. P. FERNANDEZ
Executive Secretary/GDOE Superintendent

Date: 10/16/2020 **Date:** 10/16/2020