



Speaker's Office <speaker@guamlegislature.org>

GEB Dec 6, 2019 Regular Meeting - Reporting Requirements

1 message

Christie Lyn San Nicolas <clsannicolas@gdoe.net>

Thu, Dec 19, 2019 at 11:07 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 December 6, 2019.

Please confirm receipt of this email.

Respectfully,


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


GDOE SY 2019-2020

35GL-19-1339
Speaker Tina Rose Muña Barnes

DEC 19 2019

Time 11:07 (AM) (PM)

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**DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT**

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



JON J. P. FERNANDEZ
Superintendent of Education

December 11, 2019

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 December 6, 2019 regular board meeting. The meeting was held in the Gallery, DOE Building B, Tiyan.

Should you have any questions, please contact me at 300-1527.

Senseramente,

JON J. P. FERNANDEZ
Superintendent of Education

Attachments

cc: Chairman and Members, Guam Education Board
Deputy Supt., FAS
File



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



MARK B. MENDIOLA
Chairman

MARIA A. GUTIERREZ
Vice Chairwoman

9th Guam Education Board
REGULAR MONTHLY MEETING
Friday, December 6, 2019
6 PM
Gallery, Building B, Tiyan
AGENDA

- I. Meeting Call to Order
- II. Approval of Minutes
- ACTION 1. Minutes of October 22, 2019 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. GFT
- INFO 2. Mayor's Council of Guam
- INFO 3. IBOGS Report
- VI. Unfinished Business/ Committee Reports
- INFO/ACTION 1. Executive Committee
 - a. Superintendent's Evaluation
- INFO/ACTION 2. Instructional & Academic Support Committee
 - a. Head Start Report
 - b. GEB Resolution 2019-19 ESL Procedural Manual
- ACTION 3. Safe & Healthy Schools Committee
- 4. Organizational Efficiency and Development Committee
- 5. Fiscal Management
 - a. Update on FY20 Budget
 - INFO b. Meeting with the Attorney General re: EFSC
 - INFO c. Status Update on High Risk
 - INFO d. Pending Legislation
 - i. Bill 233-35 – Vendor Payments
 - ii. Bill 232-35 – Instructional Days
 - iii. Bill 228-35 – Simon Sanchez Funding
 - iv. Bill 219-35 – Solar
 - v. Bill 211-35 – Simon Sanchez Funding
 - vi. Bill 196-35 – Solar
- VII. New Business
- ACTION 1. Declaration of Financial Status Designation for the months of June, July, August 2019
- 2. GDOE Interscholastic Sports Association
- VIII. Executive Session

VOTING MEMBERS: Chairman Mark B. Mendiola, Vice Chairwoman Maria A. Gutierrez, Lourdes M. Benavente, Karlyn RCG Borja, John T. Burch, Ray P. Chargualaf Jr., James C. Lujan, Ronald L. McNinch, PhD
EX-OFFICIO MEMBERS: IBOGS Representative - Devin Eligio (SSHS), GFT Representative - Nicole Nadal (OMS), MCOG Representative - Mayor Melissa B. Savares
EXECUTIVE SECRETARY: GDOE Superintendent Jon J. P. Fernandez

The Board of Education reserves the right to go into executive session during any part of the meeting. Based on the Open Gov. Law specific matters can only be discussed. (Personnel Matters, Collective Bargaining Agreement, Contracts, and Litigation).

IX. Adjournment

'AN AMAZING WOMAN': Shawn Franquez fondly recalls memories of his grandmother, Francisca Q. Franquez at the Franquez residence in Upper Tumon.



Family remembers matriarch, survivor, education pioneer

Francisca Franquez lived to 99

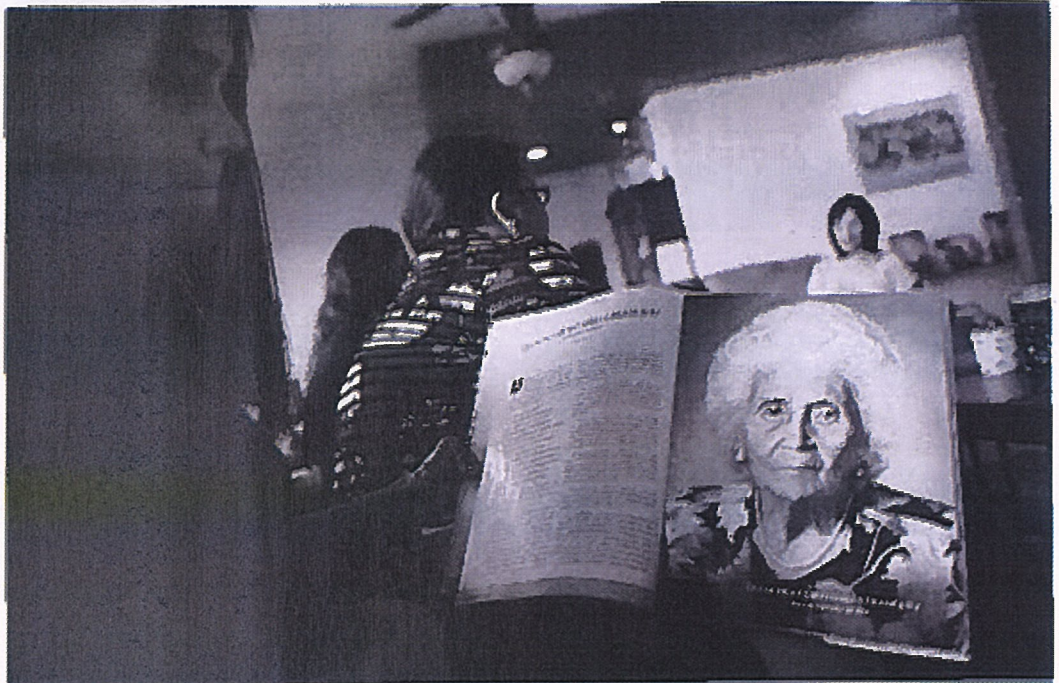
By Lannie Walker
lannie@postguam.com

"She was an amazing woman," said Shawn Franquez, grandson of Francisca Cruz Quintanilla Franquez who died Nov. 18 at age 99.

Mother to 7, grandmother to 36, with 74 great-grandchildren and 8 great-great-grandchildren, Franquez "molded all of us," he said. He said he will remember her for "the strength that she had as a woman, as a person. Down to her last dying day, she was still squeezing hands."

Born in Agaña on Sept. 30, 1920, Franquez grew up the second youngest of 11 children in the pre-war era on Guam. After her father, a farmer, died when she was young, she was raised by her mother and her older brother who worked to ensure Franquez and her sister Olympia received an education.

Franquez went on to become one of the first special education teachers on



SHAPED GUAM'S HISTORY: Kayleen Franquez displays a book entry of her grandmother, Francisca Q. Franquez, at the Franquez residence in Upper Tumon. Francisca Q. Franquez, who died on Nov. 18 at the age of 99, was a World War II survivor, and had more than 100 grand-, great-grand-, and great-great-grandchildren. Photos by Norman M. Taruc/The Guam Daily Post

Guam, said her daughter Julie Perez. "Mom was always wanting to help" "She was given an opportunity to go off island and become a special-

education teacher. So that was her passion," said Perez who remembered when her mother taught first-through 12th graders all in one room at Tamuning Elementary School.

"It was like the little red school house," she said.

Franquez later ran the first summer school program at Chief Brodie Elementary and later worked at the Guam Rehabilitation Center.

"My mom was always wanting to help those who were disadvantaged. She really wanted to know more and

more about how to teach special-needs children," said Perez, who is also an educator.


Made education a cornerstone of family life
Ambitious in her career, Franquez was recognized with the Pioneer in Education Award and Hall of Fame Award from the University of Guam, but Perez said her family also came first.

Franquez was a teacher at heart and


FRANQUEZ continued on page 10



INSTILLED SKILLS: Kayleen Franquez credits her grandmother for instilling parenting and mental toughness in her.



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Barrigada, Guam 96913-1608
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**9th Guam Education Board
REGULAR MEETING**
Friday, December 6, 2019
6 PM
Gallery, Building B, Tiyan

AGENDA

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

Individuals requiring special accommodations or information may contact Christie San Nicolas, Administrative Officer at 671-300-1627 or by email: christie@gdob.net.

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



GUAM EDUCATION BOARD

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MARK B. MENDIOLA
Chairman

MARIA A. GUTIERREZ
Vice Chairwoman

**9th GUAM EDUCATION BOARD
REGULAR MEETING
Tuesday, October 22, 2019
6 pm
Gallery, Bldg. B, Tiyan**

VOTING MEMBERS

Mark B. Mendiola, Chairman
Maria A. Gutierrez, Vice Chairwoman
Lourdes M. Benavente
Karlyn RCG Borja
John T. Burch
Ray P. Chargualaf, Jr.
James C. Lujan
Ron L. McNinch, PhD

EX-OFFICIO MEMBERS

Devin Eligio (SSHS)
IBOGS Representative

Nicole A. Nadal (OMS)
GFT Representative

Mayor, Rudy M. Matanane
MCOG Representative

EXECUTIVE SECRETARY

Jon J.P. Fernandez
GDOE Superintendent

MINUTES

I. MEETING CALL TO ORDER

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

ROLL CALL OF MEMBERS

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

Voting Members:

Mendiola, Mark B. – Chairman
Gutierrez, Maria A. – Vice Chairwoman
Borja, Karlyn RCG
Burch, John T.
Lujan, James C. (via video-conference)
McNinch, Dr. Ron L.

Non-Voting Members:

Nadal, Nicole A. – GFT Representative
Tambora, Angelina (JFK) and Pangelinan, Iris (THS) – IBOGS Representatives

Legal Counsel:

Stake, James

Absent:

Benavente, Lourdes M.
Chargualaf, Ray P., Jr.
Matanane, Rudy M. – MCOG Representative

The Superintendent announced that six (6) members of the Board were present, constituting a quorum.

Mr. Mendiola noted that at the request of the Chairwoman for the Organizational Efficiency and Development Committee he would entertain a motion to move an item up on the agenda.

Ms. Gutierrez motioned, seconded by Mr. Burch to move the Above-Step Recruitment for Jennifer Hoff for the Position of Occupational Therapist up on the agenda, after Public Participation. The Board voted by voice with a vote of 6-0 for the motion, motion passed.

I. APPROVAL OF MINUTES

Ms. Borja noted corrections to be made to the minutes for September 17, 2019 meeting. She stated that on page three, number 4, second paragraph to correct the word no to "now". She also noted number 5, second paragraph the "T" in Twitter should be capitalized.

Ms. Benavente motioned, seconded by Mr. Burch, to approve the September 17, 2019, regular monthly meeting minutes, subject to corrections. The Board voted by voice with a vote of 6-0 for the motion, motion passed.

Ms. Benavente motioned, seconded by Mr. Burch to approve the September 27, 2019, special meeting minutes, subject to corrections. The Board voted by voice with a vote of 6-0 for the motion, motion passed.

II. PUBLIC PARTICIPATION – None.

III. UNFINISHED BUSINESS/COMMITTEE REPORTS

1) Organizational Efficiency and Development Committee

Above-Step Recruitment of Jennifer Hoff for the position of Occupational Therapist – Ms. Gutierrez stated that a request was submitted to the board for the above step recruitment of Ms. Hoff for the position of an occupational therapist. Ms. Gutierrez informed the board that during the work session she was informed that the position discussed was for a part-time position. She expressed her concerns regarding the assigned working hours for the position and questioned who would be determining the hours for the employee. She stated that she was assured that the Department would be setting the working hours. Ms. Gutierrez asked Assistant Superintendent Gabriel if that statement was correct.

Ms. Gabriel stated that her understanding is that the applicant made it known that she would like to work below the forty hours full-time capacity, which would be 32 hours to start. If the questions is how the hours would be allocated, it would be between addressing the needs of the students with direct OT services or evaluations and writing reports.

Ms. Gutierrez asked if the students would be serviced if she works under forty hours a week. She asked how many hours per school or per student.

Ms. Gabriel responded yes, the number of hours is dependent upon the mandated Individualized Education Plan (IEP). She stated that there is a set time based on the IEP of the child. Hours would be used to provide direct services, reevaluations, new assessments, report writing and progress reports.

Ms. Gutierrez asked if the employee is only part-time does that make her a contract employee.

Ms. Gabriel responded that the employee would be a limited-term part-time employee. She clarified that it would be contracted but instead a limited-term appointment.

Mr. Mendiola questioned how long the position appointment would be. Ms. Gutierrez reiterated the question and asked how many allied positions within SPED that are also limited-term part-time.

Ms. Gabriel responded that they hire limited-term positions for Summer School or the Extended School Year Program but at this time, during the school year, they do not have any other limited-term employees.

Ms. Gutierrez asked if this position would be providing services during the summer.

Ms. Gabriel responded yes.

Ms. Gutierrez stated that with all the information presented, she recommends to her colleagues and the Department that this position be filled because it is needed. She further stated that she recommends that

the position be filled at pay grade M, step 5, \$47,301 per annum plus the BRIP, which would bring it up to \$63,856.35 subject to the availability of funds. Ms. Gutierrez asked if this position is federally or locally funded.

Ms. Gabriel responded that the position is federally funded.

Mr. Mendiola asked if the BRIP portion of the salary would also be federally funded.

Ms. Gabriel responded yes, it would be.

Ms. Gutierrez motioned, seconded by Ms. Borja to approve the Above-step Recruitment of Occupational Therapist at Step 5, paygrade M at \$47, 301 per annum plus the 35% for the Bonus Rewards Incentive Program (BRIP) equaling \$63, 856.35 for Ms. Jennifer Hoff. The Board voted by voice with a vote of 6-0 for the motion, motion passed.

Ms. Gutierrez asked when Ms. Hoff would begin working.

Ms. Gabriel stated that Ms. Hoff would be starting as soon as they receive her personnel action.

Mr. Mendiola asked Ms. Hoff to come forward. He then thanked her for answering the call to work for the department. He stated that he knows that this position is greatly needed and that his colleague wanted to ensure that before the Board approves any of these requests that they ask the right questions. He stated that as a parent of a special needs child he and the Board value the service of professionals. He personally thanked her for putting herself out there. He wished her well and stated that he hopes that what she did here this evening would encourage other professionals to also come forth and help our students.

Ms. Hoff stated that she is very excited to be here on Guam and to start working as a clinician. She excited to begin working and being immersed in the culture and into the schools to provide services.

Ms. Gutierrez asked Ms. Hoff how long she would be working for the Department.

Ms. Hoff responded that she would be working for the Department for as long as she is here on island and that her husband is stationed here for three years.

II. COMMUNICATIONS

Mr. Mendiola thanked the Tan Holdings Cooperation, CTSI for their contribution to the Department. He noted that Tan Holdings Cooperation donated 10,000 multipurpose bags and the Superintendent would distribute the bags.

CORRESPONDENCE

Mr. Mendiola informed the Board that he received a letter from the Mariana's Alliance of Speech and Hearing Professionals. He stated that the purpose for the letter was to seek support for an event that will be happening next year. He noted that they are asking for some financial support to support the event but believes that the organization has funding available.

Mr. Fernandez stated that we would forward the request to the Special Education Division to see if there is funding to provide support. He stated that the key point for us is whether this would benefit our employees and therefore our students, we would like to support and look for funding that might be available. Ms. Gabriel is looking at the proposal and will be providing feedback.

Mr. Mendiola then informed the Board that he received an invitation to attend the Chief State Officers Conference and would discuss it further under Fiscal Management. He also stated that he received a notice from Vice Speaker Nelson's Office. He stated that she would be holding a public hearing regarding the power

purchase agreement. He noted that it would help the Department to reduce some of the costs for our utilities. He stated that he would like to support this bill. He noted that the public hearing is scheduled on October 30, 2019.

Ms. Gutierrez motioned, seconded by Mr. Lujan, for the GEB to support Bill 196-35 (LS) relative to authorizing the GDOE to enter into power purchase agreements to purchase solar energy from qualified providers. The Board voted by voice and approved the motion with a vote of 6-0. The motion passed.

Mr. Fernandez provided clarification on Bill 196-35 and gave further details as to what it could do for the Department if passed.

SUPERINTENDENT'S REPORT. The superintendent provided highlights from his report.

Salary Increments and Reclassifications. Salary increments and teacher reclassifications that were frozen during Fiscal Year 2019 became effective beginning October 1, 2019. Because the effective date was in the middle of a pay period, the increments and reclassification pay will be reflected in the second paycheck issued in Fiscal Year 2020, effective back to October 1st.

Simon Sanchez High School Procurement. GDOE received a commitment at a press conference from the Governor of Guam to provide \$1.1 million in addition to providing cash to support \$2.9 million in prior authorization given to GDOE. This provides \$4 million to support Phase II of the Simon Sanchez High School reconstruction project, which includes the architectural and engineering services needed for the design of the school. The Guam Education Board also provided its support to move forward by allowing the superintendent to use the FY 2020 appropriations for GDOE to support this priority. The solicitation is expected to be published before the end of October.

Public/Private Partnership for Soccer Fields. A memorandum of understanding is being drafted between the Guam Waterworks Authority, Guam Department of Education and the Guam Football Association to allow for GFA's use of a portion of the Ordot Chalan Pago Elementary School site to complete the site for two new soccer fields. In return for the land agreement, GFA will provide a secure perimeter and provide access to the school to use the facility for physical education and other purposes. Similarly, a memorandum of understanding is being reviewed to allow for a similar partnership between the Guam Strikers football team and the Guam Department of Education to allow the team to construct a soccer field on a portion of the land surrounding J.Q. San Miguel Elementary School.

GDOE Awards Contract for High-Risk Consultant. GDOE has selected Brustein and Manasevits, a law firm specializing in federal education grant issues, as the high-risk consultant who will assist the department in the final phases of the Reconsideration Evaluation Plan and in the transition to a more sustainable organization. USDOE is aware and supportive of the hiring of this transition support, and we look forward to accelerating the work around restructuring of the organization to be able to perform after the departure of the third party fiduciary agent.

Ms. Gutierrez 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 6-0. The motion passed.

III. EX-OFFICIO MEMBER REPORTS

GFT Report – No report.

MCOG Report – Mr. Mendiola stated that he hasn't received a call from Mayor Matanane and requested that that Superintendent follow up with a letter to the MCOG.

IBOGS Report – Angelina Tambora and Iris Pangelinan presented the IBOGS report.

Mr. Fernandez informed the Board that Ms. Judy Naz, a teacher from Okkodo High School is currently in Washington, D.C., receiving the President's Award for Math and Science Instruction. He commented that when she gets back the Board could present her with a recognition to her for her accomplishments.

Mr. Mendiola thanked the IBOGS for their report and commented that he attended the Live Teen Expo and there was great representation from our DOE students.

Ms. Borja thanked the IBOGS team for their presence at Monday's legislative hearing. She commented that the senators were very impressed. She saw Senator Amanda Shelton later that week and Senator Shelton said that she is very glad that our future looks very bright with the IBOGS and she would really like to attend more of their meetings.

IV. UNFINISHED BUSINESS/COMMITTEE REPORTS

2) Executive Committee

NASBE Committee Appointments – Ms. Gutierrez announced that Dr. Ron McNinch was nominated and elected as the NASBE Western Area Director. Ms. Gutierrez gave a brief report about their trip to the NASBE Annual Conference in Omaha Nebraska.

Dr. McNinch thanked the Board for their support.

Mr. Mendiola congratulated Dr. McNinch and acknowledged the email he sent regarding nominations from the board for NASBE committees.

Dr. McNinch motioned, seconded by Mr. Burch to nominate Ms. Maria Gutierrez to be a member of NASBE's Public Education Positions (PEP) committee and Ms. Lourdes Benavente to be a member of NASBE's Government Affairs committee. The Board voted by voice and approved the motion with a vote of 6-0. The motion passed.

Dr. McNinch requested that Mr. Mendiola formally submit the nominations to NASBE.

Ms. Gutierrez noted that at the NASBE conference she was informed that there is a NASBE National Council of State Education Attorneys. She asked that it be considered for DOE's legal counsel become members of the National Council of State Education Attorneys.

Superintendent's Evaluation – Dr. McNinch commented that he just arrived from off island but noted that he would like to informally discuss some of the ideas that he has put together for the evaluation with the Superintendent. He stated that he would then come up with an informal report for the Board.

Ms. Gutierrez noted that she asked Mr. Robert Hull, President of NASBE to send her a template for a board self-evaluation.

3) Instructional & Academic Support Committee

Head Start Report – Ms. Schroder presented the Head Start Report. She informed the Board that the first Head Start Policy Council meeting was held last week. The council has a new Chairman, Beaudy Camacho from Astumbo. She noted that there are two events coming up, the federal review the week of November 18 - 22 and the visit of the Program Specialists, Shirley Carrar. During Ms. Carrar's visit in January 2020, they will be setting up meetings with the GEB, the Policy Council and the management team.

Mr. Lujan motioned, seconded by Ms. Borja to accept the Head Start Report. The Board voted by voice and approved the motion with a vote of 6-0. The motion passed.

Follow-up on Resolution 2019-10 Re: Instructional Time – Mr. Mendiola noted that there was an issue regarding the conversion from days to hours. He stated that the GFT has met with the management team to work out the details. Mr. Mendiola read the resolution into the record.

Mr. Lujan motioned, seconded by Mr. Burch, to approve the amended Resolution 2019-10 Relative to requesting the Guam Legislature to amend the ascribed equivalency for the 180 instructional days requirement for public schools. The Board voted by voice and approved the motion with a vote of 6-0. The motion passed.

4) **Safe & Healthy School Committee**

Report on the Legislature's Committee on Education Oversight Hearing on Campus Safety – Mr. Burch presented his committee report. Copies were provided to the Board.

Ms. Borja informed the Board that we would be holding the island-wide PTO meeting next week.

5) **Fiscal Management**

Update on FY20 Budget – r. Mendiola brought attention to the financial report and noted that we were shorted 2.1 million dollars for the fiscal year from the TEFF. He stated that right now we are about 2.7 million dollars short and that we have vendors who have not been paid for three months. He has mentioned his concerns to our elected leaders. He stated that we need the support and we continue to push at the budget and finance level because we develop our spending policies within the DOE.

CCSSO Annual Policy Forum November 10-13, 2019 and Meeting with US DOE November 14-15, 2019 – Mr. Mendiola stated that he received an invitation to attend the forum and noted that the meeting would coincide with the meeting with USDOE.

Mr. Lujan motioned, seconded by Ms. Gutierrez to approve the travel of Chairman Mark Mendiola to attend the CCSSO Annual Policy Forum. The Board voted by voice and approved the motion with a vote of 6-0. The motion passed.

V. **NEW BUSINESS – None.**

VI. **EXECUTIVE SESSION –**

Ms. Gutierrez moved, seconded by Ms. Borja, to move into executive session to discuss a personnel matter. The Board voted by voice and approved the motion with a vote of 6-0. The motion passed.

The Board moved into Executive Session at 7:25 pm.

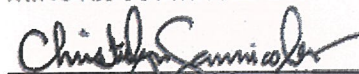
Ms. Gutierrez moved, seconded by Ms. Benavente, to move out of executive session at 7:40 pm. The Board voted by voice with a vote of 6-0 for the motion. The motion passed.

VII. **ANNOUNCEMENTS AND ADJOURNMENT –**

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

Mr. Mendiola adjourned the meeting at 7:43 p.m.

MINUTES SUBMITTED BY:



CHRISTIE L. SAN NICOLAS
Administrative Officer

Date: November 22, 2019

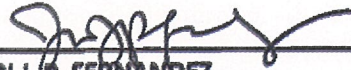
MINUTES OF OCTOBER 22, 2019 REGULAR BOARD MEETING:

- Approved as submitted
 Approved subject to corrections
 Other: _____



MARK B. MENDIOLA
GEB Chairman

Date: December 6, 2019



JON J. P. FERNANDEZ
Executive Secretary/GDOE Superintendent

Date: December 6, 2019