



Office of the Adequate Education Suruhanu
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Dominic Terlaje
 Education Suruhanu

March 19, 2010

2010 APR -5 PM 12:27

To: Superintendent of Education
 From: Education Suruhanu
 Subject: Marcial Sablan Elementary School Inspection

Dear Dr. Bretania Underwood:

An inspection of the Marcial Sablan Elementary School campus occurred on March 19, 2010. The agencies that participated in the inspection were the Department of Public Health and Social Services (DPHSS), the Guam Environmental Protection Agency (GEPA), and our office. As a result of the inspection, DPHSS issued a letter grade "A" for the school building with a total of two (2) demerits. In addition, DPHSS issued a letter grade "A" for the Cafeteria with two (2) demerits. GEPA also issued an inspection report detailing the discrepancies discovered. However, GEPA does not issue demerit points for such discrepancies.

P.L. 28-45 § 4 (12) (l) of the Adequate Public Education Act (the Act), requires Public Schools to provide a healthful, safe, and sanitary learning environment. However, the Act does not provide for a time frame to come into compliance for the noted discrepancies/violations. As such, GDOE should rectify such discrepancies/violations immediately. In addition, Title 10 G.C.A. Chapter 21 states that violations identified in a DPHSS inspection report must be corrected within a specific time frame. When an inspection yields a demerit score of 20 or less, all violations of two (2) or four (4) demerit points must be corrected within a period of time not to exceed 30 days. See 10 G.C.A. § 21107 (2) (a).

The school building received a demerit score of 2 and the Cafeteria also received a demerit score of 2, the 2 demerit point items listed in the DPHSS inspection reports must be corrected within 30 days from the date of the inspection. Although there is no reported time frame in which to correct the discrepancies noted by GEPA, any such discrepancies should be corrected immediately.

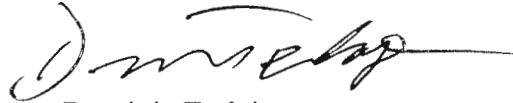
I strongly recommend that GDOE address all discrepancies/violations identified in the inspection reports and rectify them immediately in order to come into compliance with the various regulatory agency codes, with the various provisions of the Fourteen (14) Points of the Act, and/or with any other applicable laws or rules. Because not all the school's classrooms or school's facilities were inspected, GDOE is highly encouraged to assess all other classrooms and school facilities in order to identify any other discrepancies and perform the necessary corrective action.

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 11:10 AM

Please submit to my office in writing, GDOE's plan to rectify each of the discrepancies/violations identified in any such inspection report, including but not limited to the measure taken or to be taken to rectify the discrepancy/violation and the date when such discrepancy/violation was rectified or would be rectified.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dominic Terlaje", with a long horizontal flourish extending to the right.

Dominic Terlaje

Attachment: Inspection Report

cc:

Honorable Speaker, 30th Guam Legislature
Chairman, GEPB
Billy Cruz, GDOE Facilities and Maintenance Manager (via email)
Marcial Sablan Elementary School Principal (via email)

Government of Guam
Office of the Education Suruhanu (OES)
School Inspection Report

PUBLIC LAW 28-45: 14 POINTS COMPLIANCE

<p>School Representative: Michael Perez, Acting Principal Date and Time of Inspection: March 19, 2010 Weather Condition: Sunny and warm Student Population: 437. Males: 228 / Females: 209 School building received a letter grade "A" with 2 demerits. Cafeteria received a letter grade "A" with 2 demerits.</p>	<p>Name of School: Marcial Sablan Elementary School</p>
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Location	14 Point	Type of Citation (PH=DPHSS, F=Fire Dept, E=EPA, S=Suruhanu)	Date of Citation	Demerits	Description of Finding	Comments	Recommendations
Campus	1	PH & S	3/19/10	2	Observed school campus with build up of rust throughout hallway awnings.	P.L. 28-45 § 4 (12)(l) requires schools to provide a healthful, safe, and sanitary learning environment. The Department of Public Health and Social Services School Sanitary Code (the SSC) requires that all school areas be maintained in a clean, safe, and sanitary condition.	Repair and/or replace all rusted areas immediately in order to come into compliance with the law. Frequent monitoring of such areas should be performed as necessary to identify any potential safety hazards as a result of rusted material.
Cafeteria	1	PH & S	3/19/10	2	Observed air curtains located at back door of kitchen and three air curtains located at the front entrance of cafeteria are not working.	P.L. 28-45 § 4 (12)(l) requires schools to provide a healthful, safe, and sanitary learning environment. The Rules and Regulations Relative to Eating and Drinking Establishments requires equipment attached to walls to be easily cleanable and maintained in good repair.	Repair and/or replace all air curtains in disrepair immediately in order to come into compliance with the law. Such equipment must be maintained regularly to ensure safe and effective operation of such equipment.
Campus	1	E & S	3/19/10	N/A	Observed clogged storm water drainage pipes at sidewalk along room 41 through 44. Observed that storm water drain inlet near room 40 needs proper maintenance/cleaning.	P.L. 28-45 § 4 (12)(l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires storm drain inlets to be properly maintained.	Ensure that all storm water drain inlets are continuously free from any trash, rubbish, or vegetation to ensure proper storm water flow. Regular maintenance of such systems should be performed as necessary.
Campus	1	E & S	3/19/10	N/A	Observed roof gutter at cafeteria leaking onto water storage tank and causing water ponding on the ground in such area.	Possible safety issue. P.L. 28-45 § 4 (12)(l) requires schools to provide a healthful, safe, and sanitary learning environment.	Repair such area in order to ensure that rain water does not splash onto water storage tank and to ensure that rain water does not collect on the ground near such storage tank.
Campus	1	E & S	3/19/10	N/A	Remove/dispose metallic (metal roof) waste from stage area.	Possible safety issue. P.L. 28-45 § 4 (12)(l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires all forms of solid waste to be removed and properly disposed.	Any such items must be properly secured and stored accordingly. Any form of solid waste must be immediately removed from campus and properly disposed.