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Dominic Terlaje  
 Education Suruhanu

March 26, 2010

To: Superintendent of Education  
 From: Education Suruhanu  
 Subject: Simon Sanchez High School Inspection

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Dear Dr. Bretania Underwood:

An inspection of the Simon Sanchez High School campus occurred on March 26, 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 "C" for the school building with a total of thirty eight (38) 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) (1) 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 but not more than 40, all violations of two (2) or four (4) demerit points must be corrected within a period of time not to exceed 15 days. See 10 G.C.A. § 21107 (2) (b).

The school building received a demerit score of 38 therefore; the 2 and/or 4 demerit point items listed in the DPHSS inspection report must be corrected within 15 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.

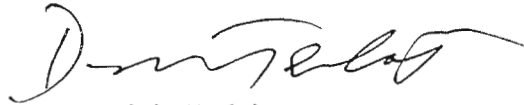
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Please submit to my office in writing, GDOE's plan to rectify each of the discrepancies/violations identified in any such inspection report, including but not limited to the measure taken or to be taken to rectify the discrepancy/violation and the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

Respectfully submitted,



Dominic Terlaje

Attachment: Inspection Report

cc:

Honorable Speaker, 30<sup>th</sup> Guam Legislature  
Chairman, GEPB  
Billy Cruz, GDOE Facilities and Maintenance Manager (via email)  
Simon Sanchez High School Principal (via email)

**PUBLIC LAW 28-45: 14 POINTS COMPLIANCE**

**School Representative:** Mrs. San Nicolas, Principal  
**Date of Inspection:** March 26, 2010  
**Weather Condition:** Rainy and warm.  
**Student population:** 1783 (923 boys) (860 girls)  
**Custodial services:** Third party vendor provides services daily. No GDOE custodians or maintenance personnel permanently assigned to the school.  
**Student population:** 1783 (923 boys) (860 girls)

**Name of School:** Simon Sanchez High School

Location	14 Pt.	Type of Citation: PH=DPHSS, F=Fire Dept, E=EPA, S=Suruhanu	Citation Date	Demerits	Description of Finding	Comments	Recommendations
Campus	I	PH & S	3/26/10	4	Observed numerous used tires inside of school campus. Observed outer openings in the student pro start storage room.	P.L. 28-45 § 4 (12) (I) requires schools to provide a healthful, safe, and sanitary learning environment. The School Sanitation Code (the SSC) requires all areas to be maintained in a clean, safe, and sanitary condition. The SSC requires the school site to be free of potential sources of insect and rodent breeding. All outer openings are required to be properly sealed to prevent entry of vectors and/or insects.	Remove all used tires and properly seal all outer openings immediately in order to come into compliance with the law.
Campus	I	PH & S	3/26/10	2	Observed overgrown vegetation and rubbish at various parts of the campus and under some of the temporary buildings located next to the cafeteria.	P.L. 28-45 § 4 (12) (I) requires schools to provide a healthful, safe, and sanitary learning environment. The School Sanitation Code (the SSC) requires school grounds to be kept clean, free of rubbish, and free from overgrown vegetation.	Remove any and all rubbish from the campus as necessary, ensure that the campus is kept clean at all times, and maintain campus grounds as necessary. Require the third party vendor to perform cleaning of rubbish on campus on a daily basis. Coordinate with the Mayor to ensure that the school grounds are maintained regularly.
Gym, 403, Barn door.	I	PH & S	3/26/10	4	Observed various doors in disrepair. Observed several entry/exit doors including restroom entry doors missing self-closing door devices.	P.L. 28-45 § 4 (12) (I) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires doors to be kept clean and in good repair. The SSC requires entry/exit doors to be self-closing.	Repair and/or replace all doors that are in disrepair and repair and/or install self-closing door devices in order to come into compliance with the law.

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Gym restroom and male restroom 1st floor.	i & l	PH & S	3/26/10	4	Observed urinal in gym in disrepair and sink P-Trap in male restroom on the 1st floor in disrepair.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. P.L. 28-45 § 4 (12) (i) requires schools to provide proper sanitation. The SSC requires all plumbing fixtures to be maintained and in good repair.	Repair and/or replace immediately in order to come into compliance with the law.
Male and Female common use restrooms	i & l	PH & S	3/26/10	4	Observed missing or broken paper towel and soap dispensers in various student restrooms.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. P.L. 28-45 § 4 (12) (i) requires schools to provide proper sanitation including clean restrooms. The SSC requires all sanitary supplies and their dispensers to be provided in the restrooms and made available at all times. The SSC also requires any sanitary dispensers to be in good repair. The SSC allows for the use of a heated air hand-drying device in place of single-service towels. The SSC requires all areas, facilities, and equipment be maintained in a clean, safe, and sanitary condition and kept in good repair.	Repair and/or replace any and all necessary sanitary dispensers in order to come into compliance with the law. Student restrooms must be provided with sanitary supplies and placed within the proper dispenser at all times throughout the entire school day. A restroom without sanitary supplies could present various health concerns for students. DOE must exhaust all efforts to ensure that sanitary supplies are provided and made available in all student restrooms and that restrooms remain clean and sanitary throughout the entire school day. School personnel including office staff should be required to perform restroom monitoring. An effective method of monitoring restroom activity must be developed and implemented accordingly to ensure that the restrooms remain in a clean and sanitary condition and kept in good repair at all times.

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Gym	1	PH & S	3/26/10	4	Observed various shower heads leaking in the male locker room, stained floors in male locker room, and missing floor tiles in female locker room.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires all areas, facilities, and equipment to be maintained in a clean, safe, and sanitary condition and kept in good repair.	Repair and/or replace immediately in order to come into compliance with the law.
Campus	1	PH & S	3/26/10	4	Observed the annual service date for several fire extinguishers has expired.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires all equipment to be maintained and kept in good repair. GFD requires fire extinguishers to be provided and properly serviced.	Fire extinguishers must be properly serviced in order to come into compliance with the law. The DOE Safety Office should develop a master list of all the schools, log the annual service dates for all fire extinguishers, and provide reminders to school officials in advance of the annual service expiration date of any such fire extinguishers. In addition, the DOE Safety Office should coordinate with the fire extinguisher vendor well in advance of the expiration date of the fire extinguishers or when fire extinguishers are reported in disrepair in order to ensure that a sufficient amount of properly working fire extinguishers are available in the schools. Proper planning and scheduling should be a priority concerning the availability of working fire extinguishers to ensure that student safety is not compromised.

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Campus	I	PH & S	3/26/10	2	Observed various classrooms with burnt out light bulbs, missing light bulbs, and/or damaged light fixtures.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires all areas, facilities, and equipment to be maintained in a clean, safe, and sanitary condition and kept in good repair.	Repair and/or replace immediately in order to come into compliance with the law. Reports of damaged light fixtures or failing light fixtures should be addressed immediately.
206, 402, 404, 405	I & I	PH & S	3/26/10	2	Observed that the A/C units were not working and that each room was inadequately ventilated or there was poor air circulation especially in rooms.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires school equipment to be maintained, kept clean, and in good repair. The SSC requires that ventilation shall be adequate to provide proper circulation of needed air within a room by either windows or mechanical ventilators. The SSC requires that when mechanical ventilation is provided, it shall be kept clean and in good repair. Public Health considers classroom temperature measures above 85 ° F, Public Health may require the closure of such room until such measures can be taken to improve air circulation so that the room temperature can be adequately maintained. According to the Principal, the teacher in room 402 has a medical condition that may be adversely affected as a result of a poorly ventilated classroom.	Ventilation through mechanical or natural means must be improved in order to come into compliance with the law. Additional fans or other mechanical devices should be provided in the event the A/C unit cannot be repaired immediately. A/C unit filters should be cleaned on a regular and ongoing basis or as necessary. DOE must respond timely to reports of such discrepancies in order to ensure the continued operation of such facility. Additional A/C vendors should be contracted in order to adequately address the numerous A/C problems reported. Four different A/C vendors should be contracted with a different vendor being assigned to one particular school district. If conditions cannot be improved immediately, the students will need to be re-located to a more suitable room as necessary.

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Temporary classroom and 415	1	PH & S	3/26/10	2	Observed floor tiles missing and loose flooring.	P. L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires floors to be kept clean and in good repair. The SSC requires all areas and facilities to be maintained in a clean, safe, sanitary condition, and kept in good repair.	Address and rectify immediately in order to come into compliance with the law. A proper assessment of the integrity of the classroom floors in all the temporary buildings should be performed as necessary.
Campus	1	PH & S	3/26/10	2	Observed the following in various classrooms: ceiling tiles worn, missing, and build up of mold; Ceiling leaks at various parts of the gym; Paint peeling throughout the campus, exposed electrical wiring throughout the campus, and various portions of school awnings in disrepair.	P. L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires walls and ceilings to be kept clean and maintained in good repair. The SSC requires all areas, facilities, and equipment to be maintained in a clean, safe, sanitary condition and kept in good repair.	Remove and replace all ceiling tiles in disrepair and install ceiling tiles where they are missing. Repair the various ceiling leaks in the gym immediately in order to prevent any possible slip and fall injuries as a result of water collecting on the gym floor. Reports of ceiling leaks should be addressed immediately. Repair and/or replace awnings immediately.
Gym and 403	1	PH & S	3/26/10	2	Observed various window louvers missing or in disrepair.	P. L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. The SSC requires windows to be kept clean and maintained in good repair. The SSC requires all areas, facilities, and equipment to be maintained in a clean, safe, sanitary condition and kept in good repair.	Replace and/or repair all windows immediately in order to come into compliance with the law.

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Campus	N/A	PH & S	3/26/10	2	Observed that the proper sanitary permit was not posted.	The SSC requires the School Sanitary Permit to be posted in a conspicuous area. The original permit could not be located and as such, the school requested that the GDOE business office fax a copy of such permit to the school. Upon receipt of such copy, the permit was posted but at the time the inspection concluded, the original Sanitary Permit could not be located.	Sanitary permit must be posted at all times. An application for renewal of a Sanitary Permit shall be filed 30 days prior to its expiration date.		
Cafeteria kitchen and GCC cooking classroom	I	E & S	3/26/10	N/A	None at this time.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires a copy of the grease trap maintenance receipt.	Grease traps should be maintained as necessary.		
Transformer / generator area	I	E & S	3/26/10	N/A	Observed trash inside such area and gate was not secured.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires all solid waste to be collected, removed, and disposed of properly.	Remove all solid waste as necessary and ensure that it is disposed of properly.		



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Gym	I	E & S	3/26/10	N/A	Observed the following: Broken downspout at girls locker room gym entrance causing water to collect on the floor, sandbags within gym.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires all sources that cause standing water to be repaired.	Repair broken downspout immediately. Install concrete curb to prevent water from entering into the gym and provide swale in order to direct rain water away from the building.
Boys locker room and office	I	E & S	3/26/10	N/A	Observed water leaking into office.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires all water leaks to be repaired.	Identify source of leak and have it repaired immediately.
School supply room	I	E & S	3/26/10	N/A	Inadequate ventilation	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires supply rooms to be properly ventilated.	Install appropriate exhaust fan.
Campus	I	E & S	3/26/10	N/A	Water leaks at various building connections (gutters/down spouts) throughout the campus.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires all water leaks to be repaired.	Repair all gutters and down spouts as necessary.

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415	I	E & S	3/26/10	N/A	Observed various broken furniture.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires solid waste to be removed and properly disposed.	Remove all broken school equipment or school property that has been surveyed and have it disposed of properly.
Automotive building	I	E & S	3/26/10	N/A	Observed trash underneath walkway	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires solid waste to be removed and properly disposed.	Remove all trash from the area and ensure that it is disposed of properly.
Cafeteria and ROTC bldg	I	E & S	3/26/10	N/A	Observed broken water heater.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires solid waste to be removed and properly disposed.	Remove broken water heater immediately and ensure that it is disposed of properly.
Water fountains	I	E & S	3/26/10	N/A	Various water fountains chlorine residual did not meet the minimum required amount of chlorine residual.	P.L. 28-45 § 4 (12) (l) requires schools to provide a healthful, safe, and sanitary learning environment. GEPA requires chlorine residual to be within a range from 0.4 to 2.0.	Ensure that any and all water fountains meet the minimum chlorine residual as necessary.