CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96913
(Tel) 649-2211/ 646-7626; (Fax) 649-2210

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

July 19, 2017

VIA HAND DELIVERY

GL#34-A-75
Speaker Benjamin J.F. Cruz
JUL 20 2017
Time: 1143 [ ] AM [ ] PM No. 34-6
Received By:

JUL 20 PM 12:12 C.S.

Speaker Benjamin J.F. Cruz
I Mina'trentai Kuattro Na Liheslaturan Guahan
Guam Congress Bldg.
163 Chalan Santo Papa
Hagatna, GU 96910

SUBJECT: SUBMISSION OF JULY 05, 2017 CLB BOARD MEETING DOCUMENTS

Hafa Adai,

Attached to this letter is the Agenda and Minutes for the Contractor License Board (CLB) Regular Monthly Meeting that was held on July 05, 2017.

If you have any questions or concerns please feel free to contact me or my private secretary Resiah Mae M. Nelsen at 671-647-2965.

Sincerely,

Eduardo R. Ordonez
Executive Director

CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96913
(Tel) 649-2211/ 646-7626; (Fax) 649-2210

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

Special Board Meeting
July 05, 2017
CLB Conference Room

AGENDA

I. Call to Order:

II. Roll Call:

III. Approval of Minutes – May 24, 2017

IV. Section Report:
- a. Administration Division – Maria Perez (Admin Officer)
- b. Investigation Division – Eduardo Zapanta (Investigation Supervisor)

V. Public Comment:

VI. New Business:
- a. Thomas V. Tanaka/ HSG Co., Ltd. vs. Vicente J. Carmona III/ KPL Guam Co., Ltd. – Case# 2017-02-04 – Investigative Supervisor Eduardo Zapanta
- b. Daukhety Netekamani vs. James Ji dba: J.D.K. Construction & James Ji Foundation dba: JF Builders – Case# 2015-02-10 – Investigation Supervisor Eduardo Zapanta
- c. Margarita San Nicolas vs. Wenefredo Gallega dbs. SGS Construction – Case # 2015-06-02 (Recommendation to revoke his License) – Investigation Supervisor Eduardo Zapanta
- d. Unlicensed Contractors – Investigator Vince Aguon
  - i. Christopher Manalo
  - ii. Arwin T. Tiamzon
  - iii. Tammy Owen Camacho
- e. Matthew Larkin vs. Kingdom Construction – Case #2017-02-01 – Investigator Vince Aguon

VII. Executive Directors Report:

VIII. Announcement:
- a. Next Scheduled Board Meeting for **July 19, 2017** (10 am) @ CLB Conference Room.
- b. Special Board Meeting to be scheduled (Tentative)

IX. Adjournment:

CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96913
649-2211, 649-9676, 649-2210 (Fax)

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

SPECIAL Board Meeting
July 05, 2017
CLB Conference Room, Upper Tumon
Minutes of July 05, 2017

I. Call To Order: Meeting called to order at **10:09 am**

II. Roll Call:
   a. Marian Pizarro, Chairman
   b. Adelia Custodio, Vice-Chairman
   c. James Casallo, Member
   d. Joseph Ulloa, DPW Ex-Officio (Alt.)
   e. Robert Tongsong, Rev. & Tax Ex-Officio (Alt.)

   CLB Staff Members Present:
   f. Eduardo Ordonez, Executive Director
   g. Resiah Mae Nelsen, Private Secretary
   h. Eduardo Zapanta, Investigation Supervisor
   i. Vince Aguon, Investigator

   Public Present:
   j. Thomas Tanaka Jr. (HSG Co., Ltd.)
   k. Daukhety Netekamani
   l. Lara Ozaki (Glimpses Publication)
   m. Matthew Larkin
   n. Natalie Bravo
   o. John O'Connor (Guam Post)

III. Approval of Minutes:
   a. May 24, 2017: A motion was made by James Casallo to approve the minutes. Seconded by Joseph Ulloa. Favored by ALL.

IV. Section Report:
   a. Administration - **Maria Perez was not present to give a section report.**
   b. Investigation –
      - Cases for 2017: (as of June 29th) Received by the CLB: 42 / Closed: 7
      - Cases for 2016: Received by the CLB: 60 / Closed: 39
      - Cases for 2015: Received by the CLB: 79 / Closed: 42
      - Cases for 2014: Received by the CLB: 98 / Closed: 64

V. Public Comment:

a. As per Chairman Marian Pizarro, Public Comment is moved to follow after the Executive Directors report on the Agenda.

VI. New Business:

a. Thomas V. Tanaka (HSG, Co., Ltd.) vs. Vincente J. Carmona III (KPL Guam Co., Ltd.) – Case# 2017-02-04 – Investigation Supervisor Eduardo Zapanta: *Eduardo Zapanta* mentioned to the Board that no action has been taken on this case because he is awaiting official reassignment of the case before conducting a reinvestigation of the complaint filed by Mr. Tanaka. *James Casallo* asked if Mr. Carmona has been notified by the CLB regarding this matter, in which *Eduardo Zapanta* answered NO. As per *James Casallo*, Mr. Carmona must be notified about the Board Meeting so that he is allowed the opportunity to present his side of the matter to the Board Members.

b. Daukhety Netekamani vs. James Ji dba: J.D.K. Construction & James Ji Foundation dba: JF Builders – Case# 2015-02-10 – Investigation Supervisor Eduardo Zapanta: *Eduardo Zapanta* update the Board by mentioning that Mr. Ji's license was revoked officially by the CLB Board therefore it can only be reinstated with the approval of the CLB Board, which was not done. *James Casallo* mentioned that he recalls that James Ji had his license revoked and after 2 years James Ji would have been able to appeal to the Board to request a new license. *Eduardo Zapanta* mentioned to Mr. Netekamani that the CLB was awaiting the decision of the Courts (since it was brought to court as a civil matter). Now that a decision was made the CLB would need to submit to the Board an official letter to recommend revoking Mr. James Ji's Contractors License along with all the facts and findings from Investigation.

c. Margarita San Nicolas vs. Wenefredo Gallega dba: SGS Construction – Case# 2015-06-02 – Investigation Supervisor Eduardo Zapanta: *Eduardo Zapanta* mentioned that there was a contract between Mrs. San Nicolas and Mr. Gallega that, the construction would be completed in 240 calendar days but the home was not completed within that time but instead completed in 3 years, which he had received the full amount of the contract without completing. In April 2014, Mr. Gallega was given a notice to complete and in April 2017, the home was completed. *Eduardo Zapanta* also mentioned that the reason for the stall of the project was because the sewer line was not completed, which was a hazard to the public. *Chairman Marian Pizarro* asked if Mr. Gallega had renewed his license in which *Private Secretary Resiah Mae Nelsen* got the information from the Admin Section. Mr. Gallega has not renewed his license. *Director Eduardo Ordonez* mentioned that Mrs. San Nicolas is requesting to address the Board during the next meeting. *Chairman Marian Pizarro* mentioned that she would like to hear Mrs. San Nicolas's thoughts on revoking Mr. Gallega. *Executive Director Eduardo* Ordonez mentioned to the Board that his recommendation is to revoke the license for Mr. Gallega. *Adelia Custodio* mentioned that she agrees with the recommendation of Mr. Zapanta and Mr. Ordonez. *Robert Tongson* also agreed with the decision to revoke the license since it has been an ongoing problem. *Joseph Ulloa* agreed as well since the case has been ongoing since 2014 and nothing has been done to be rectified. As requested by Chairman Marian Pizarro, SGS has not renewed their license since 2016, the wife of Mr. Gallega owns a Sole Proprietorship which has not been renewed for License Year 2018 because they are awaiting clearance from DOL. *A* motion to revoke the license of Mr. Gallega dba: SGS Construction was made by Joseph Ulloa. Seconded by Robert Tongson. Favored by ALL.

d. Unlicensed Contractors – Investigator Vince Aguon: Currently working with GPD on the ongoing investigations on Unlicensed Contractors.

- Christopher Manalo - $80,000 in profits/ proof of falsified signatures.
- Arwin Taimzon & Tammy Owen Camacho - $30,000 (total for both) in profits.

Vince Aguon mentioned to the Board that according to the CLB Rules & Regulations, that the Board is able to issue an injunction against Unlicensed Contractors. *Chairman Marian Pizarro* requests more information be presented to the Board during the next meeting.

e. Matthew Larkin vs. Kingdom Construction – Case #2017-02-01 – Investigator Vince Aguon: *Vince Aguon* informed the Board that he requests to revise the citation issued to Kingdom Construction and in the revision to add "abandonment of project". The original citation was served to Kingdom Construction in April 2017. **For the record, *James Casallo* must abstain from making a decision in Case #2017-02-01, due to he was the electrical engineer on the project.** Chairman Marian Pizarro requests to have a draft of citation be presented to the Board before the 19th of July.

VII. Executive Director Report:

VIII. Public Comment:

IX. Announcement:
a. Next scheduled Board Meeting for **July 19, 2017, 10 am** @ the CLB Conference Room.

X. Adjournment: A motion was made by James Casallo to adjourn the meeting @ 11:25 am. Seconded by Joseph Ulloa. Favored by ALL.