CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96911
649-2211, 9676, 649-2210(Fax)

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

February 28, 2018

GL# 34-18-1581
Speaker Benjamin J.F. Cruz

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Memorandum

To: Honorable Speaker Benjamin J. F. Cruz
34th Guam Legislature

From: Eduardo R. Ordonez, Executive Director
Contractors License Board

Subject: Submission of Minutes for Contractors License Board Meetings-
December 20, 2017, January 24, 2018, and February 7, 2018

Buenas and Hafa Adai Speaker Cruz,

We are submitting the Contractors License Board Meeting Minutes of December 20, 2017, January 24, 2018 and February 7, 2018. If you have any questions, please call me at 649-2215 or email me at eduardo.ordonez@clb.guam.gov. Thank you.

Respectfully,

Eduardo R. Ordonez
Executive Director

Attachments

2018 FEB 28 PM 12:17

1581

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EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

Regular Board Meeting
CLB Conference Room, Upper Tumon
Minutes of December 20, 2017

I. Call To Order: Meeting called to order at **10:17 am**

II. Roll Call:
a. Marian Pizarro, Chairman
b. James Casallo, Member
c. Joseph Ulloa, DPW Ex-Officio/ Alt.
d. Michael Unsiog, Rev. & Tax Ex-Officio

CLB Staff Members Present:
e. Eduardo Ordonez, Executive Director
f. Resiah Mae Nelsen, Private Secretary
g. Nida Bailey, Investigator
h. Vince Aguon, Investigator
i. Maria Perez, Administrative Officer

Public Present:
j. Rosanna O'Mallan, Office of Sen. Frank Aguon Jr.

III. Approval of Minutes:
a. November 15, 2017: A motion to approve the minutes for November 15, 2017 (pending corrections) was made by James Casallo. Seconded by Michael Unsiog. Favored by ALL.

IV. Section Report:
a. Administration –
- Approval of NEW & Renewal Applications: A request was made by James Casallo, to add a checklist for all Renewal Applications presented to the Board for review and approval.
- <u>NEW:</u>
  1. R3 Builders Guam – Raymond L. Bondoc
  2. Lee's Aircondition & Refrigeration – Hyun Leen
  3. Green Air & Power – Kenneth Edward Green
- <u>RENEWAL:</u>
  1. Byerly & Cook Corp. dba: Rhino Lining Guam
  2. Climate Control Inc.
- <u>Replacement RME:</u>

1. Li Gao – replacement RME for Li Gao Corporation

- Provisional:
  1. Scott & Carolyn Hughes (Self Construct)
  2. Tech-Rite Builders Inc. (Request for extension) – According to Maria Perez, the RME Applicant for Tech-Rite Builders Inc. has already completed 3 exams. There are 4 more exams he is scheduled to take in January.

b. Investigation (Interim: Nida Bailey) – *Nida Bailey* announced to the Board that in the month of November there has been 94 Permit clearances, 12 Applications, and 2 Cases.

- C13: Nida Bailey informed the Board that previously some Contractors who have classifications C40/C51 either have or do not have the C13 classifications as well. She is requesting to amend the Rules & Regulations to reflect that in future applications for classification C40/C51 that the classification C13 is a prerequisite. *Chairwoman Marian Pizarro* requests to have an official memo from the Executive Director to the Board requesting to have the Rules & Regulations amended before the Board moves forward with the amendment.

V. Executive Directors Report: *Executive Director Eduardo Ordonez* presented to the Board that the Governor and Contractors express their happiness that H2 Workers have been approved by President Trump which will help the construction industry on Guam. He also adds that he needs to follow up with BBMR on the opening position for Investigation Supervisor.

VI. Board Hearing:

a. Bestry Corp. – to address the Board regarding their denial to obtain a CLB License – Investigator Vince Aguon – Awaiting a written opinion and assignment of Legal Counsel to represent CLB from the Attorney General's Office with regards to the continuation of Bestry Corp. Hearing.

VII. Public Comment:

VIII. Announcement:

a. Next scheduled Board Meeting for **January 17, 2018 @ 10 am. (tentative schedule for Special Board Meeting will be January 31, 2018 @ 10 am.)**

IX. Adjournment: A motion to adjourn the Board Meeting at 11:30 am by James Casallo. Seconded by Joseph Ulloa. Favored by ALL.

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EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

Regular Board Meeting
CLB Conference Room, Upper Tumon
Minutes of January 24, 2018

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

II. Roll Call:
a. Marian Christian, Chairman
b. Adelia Custodio, Vice Chairman
c. James Casallo, Member
d. Joseph Ulloa, DPW Ex-Officio/ Alt.
e. Michael Unsiog, Rev. & Tax Ex-Officio

CLB Staff Members Present:
f. Eduardo Ordonez, Executive Director
g. Nida Bailey, Investigator
h. Vince Aguon, Investigator
i. Maria Perez, Administrative Officer
j. Mae Arile, Administative Aide

III. Approval of Minutes:
a. December 20, 2017: A motion to approve the minutes for December 20, 2017 (pending correction) was made by James Casallo, Seconded by Michael Unsiog. Favored by ALL.

IV. Section Report:
a. Administration –
- Approval of NEW & Renewal Applications:
- NEW:
1. OpTerra Energy Services, Inc.
2. Core Tech Construction Corporation
3. Benito Lactaoen dba: Pacific Electrical Services
4. Fei Yang Construction & Engineering (Guam) Co., Ltd.
5. Hae Yong Hong dba: Soon Construction
- RENEWAL:
1. Melrose Guam Inc. dba: M & R Builders
2. Pyung Sik Lee dba: L.S.P. Construction
- Replacement RME:
1. Robert Shambach – Replacement RME for EA Engineering, Science, and Technology, Inc., PBC

- Investigation (Interim: Nida Bailey) – Reports of December 2017 – 84 Building Permit Clearances, 5 License Applications, 4 Cases, 1 Citation

V. Executive Directors Report: *Executive Director Eduardo Ordonez* – Discussion on UOG taking on testing format for CLB or assisting with improvements to testing. Also discussed is legal counsel for CLB and still pending word from Attorney General's Office for assignment of representation for CLB.

VI. Board Hearing:
UOG Mr. Taitano is to meet with CLB administrative staff to assist with the improvement of the testing for CLB. Mr. Taitano is also trying to determine if taking on testing for CLB is feasible because they would also have to look into the different languages that these test need to be translated to. CLB also needs to be aware that should this testing proceed the current fees for examination would have to be increased.

Representation of legal counsel is of opt most importance to CLB as cases trying to be heard are on a waiting list. Without legal representation, the Board is unable to schedule a proper hearing and to make any decisions necessary to close these cases.

VII. Public Comment:

VIII. Announcement:
a. Next scheduled Board Meeting for **February 7, 2018 @ 10 am.**

IX. Adjournment: A motion to adjourn the Board Meeting at 10:26 am by Michael Unsiog. Seconded by Adelia Custodio. Favored by ALL.

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EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

Regular Board Meeting
CLB Conference Room, Upper Tumon
Minutes of February 7, 2018

I. Call To Order: Meeting called to order at **10:25 am**

II. Roll Call:
   a. Marian Christian, Chairman
   b. Adelia Custodio, Vice Chairman
   c. James Casallo, Member
   d. Joseph Ulloa, DPW, Ex-Officio/Alt.
   e. Michael Unsiog, Rev & Tax, Ex-Officio/Alt.

   CLB Staff Members Present:
   f. Eduardo Ordonez, Executive Director
   g. Nida Bailey, Investigator
   h. Vince Aguon, Investigator
   i. Maria Perez, Administrative Officer
   j. Mae Arile, Administative Aide

III. Approval of Minutes:
   a. January 24, 2018: Tabled

IV. Section Report:
   a. Administration –
      - Approval of NEW & Renewal Applications:
      - NEW:
         1. Ernesto A. Banzuela Jr. dba: Magnum Construction
         2. Ronghua Construction Corporation
         3. MCS Contractors Inc.
         4. Lad B. De Leon dba: Pacific Backflow & Plumbing

      - Investigation (Interim: Nida Bailey) – January 2018 – 86 Building Permit Clearances, 8 License Application, 4 Cases, 4 Citations

V. Executive Directors Report: *Executive Director Eduardo Ordonez* Continuation of UOG Testing is discussed. Still pending meeting with UOG representation to meet with CLB. Addressing positions to be filled for Investigator Supervisor and additional Investigators.

VI. Board Hearing:

MP stated that she has yet to schedule to meet with UOG Mr. Taitano because she has been out sick. MU stated that according to Mr. Taitano of UOG, he would just like to get together with CLB just to make sure that the information is worth taking it on and also note that it is not a guarantee. JC wanted to know when the whole Exam Process with UOG is expected to be completed. MU stated that meeting with UOG and CLB is to obtain the information and all study materials for review to see if UOG will be able to take it on. MC stated that the report should have been schedule for today's meeting. MU stated it should have been today. MP stated due to her being out sick she was unable to set meeting with UOG to complete their analysis of CLB examination process. MC stated to pushing it back the date on UOG's decision on exams for CLB. MU agreed with pushing back date. JC stated yes that is why we called this meeting. MU stated no it's also to make up for October's meeting. JC stated he apologizes but he just thought that the analysis of UOG performing exams for CLB would have been completed already. MU stated that it will be done soon. JC stated that our next meeting is on February 21, 2018 and hopefully CLB will have decision from UOG then. MP stated that it is just a letter from UOG that she would need to state whether or not they would do the exams. MP also stated that UOG requested to see all examination process that we do. JC stated so UOG is invited now to CLB to review everything to assist with examinations and MP stated yes.

Discussion of positions to be filled in the Investigation Section were addressed. EO & MP stated that the Investigator Supervisor position is the only one that needs to be filled at this time. Once the position is filled then CLB will be able to request for one more investigator position. JC brought up some concerns about having enough investigators to cover the workload for field work investigation. MP explains that we can only have a total of three investigators and one investigator supervisor. Upon filling the supervisor position CLB can put in a request for another investigator to fill the open position. In total, CLB is supposed to have a working staff including director and administration, 9 staff members.

MU brought up his concern in regards to the pending cases awaiting to be heard and the status of the request for Legal Counsel from AG's Office to assist CLB. According to MU these cases should be handled on a timely matter. The creditability of the Board to make decisions on each of these cases should never take more than 30 days to decide on. MP mentioned that CLB gets legal advises currently from Attorney Keeler on some of the cases and concerns regarding CLB. EO stated that he will once again check with the AG's Office for a more updated status of assigned legal counsel. EO then went on to say that these cases also depend on the investigator handling the cases. Any cases that may be petty and is easily resolve should be closed in a matter of days. Those that need to be heard by the Board should be address on a timely matter from start to finish and shouldn't take more than 30 days to complete each case. Also addressed are the H2 Workers, EO says that the processing of H2 workers is a slow process and that two of the large construction companies are complaining. Process should be addressed by Department of Labor's Alien Processing Section.

VII. Public Comment:

VIII. Announcement:
a. Next scheduled Board Meeting for **February 21, 2018 @ 10 am.**

IX. Adjournment: A motion to adjourn the Board Meeting at 10:55 am by Michael Unsiog. Seconded by James Casallo. Favored by ALL.