CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96911
649-2211, 9676, 649-2210(Fax) Website: www.clb.guam.gov

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA A. TENORIO
LIEUTENANT GOVERNOR

CECIL "BUDDY" l. ORSINI
EXECUTIVE DIRECTOR

35 GL-19-1030
Speaker Tina Rose Muña Barnes

SEP 23 2019
Time 11:52 ( )AM ( )PM
Received By: Steph L.

September 23, 2019

Memorandum

To: The Honorable Tina Muna Barnes
Speaker, 35th Guam Legislature

From: Cecil "Buddy" L. Orsini, Executive Director

Subject: **Approval of CLB Board Meeting Minutes of August 21, 2019**

Buenas and Hafa Adai Speaker Tina Muna Barnes,

Please see attached Contractors License Board Meeting Minutes of August 21, 2019 which was approved on the Contractors License Board Regular Board Meeting on September 18, 2019. We also have attached a copy of the August 21, 2019 Agenda and Attendance Sheet.

If you have questions, please call me at 649-2215 or email me at cecil.orsini@clb.guam.gov.

Senseremente,

Cecil "Buddy" L. Orsini
Executive Director, CLB

Attachments

2019 SEP 23 PM 2:13

1030

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Regular Board Meeting
Minutes of **August 21, 2019**
CLB Conference Room

I. Call To Order:

The Regular Board Meeting of Guam Contractors License Board was called to order at 10:05 a.m. by Board Chairman, Mr. James M. Casallo.

II. Roll Call:

a. James M. Casallo, Chairman-Construction Industry
b. Bernard S. Benavente, Vice Chair, General Public
c. Michael Unsiog, Acting Ex-Officio, Revenue & Taxation
d. Rena Borja, Board Member, General Public
e. Selina Ashland, Board Member, General Public

CLB Staff Members Present:

f. Cecil "Buddy" Lujan Orsini, Executive Director, CLB
g. Nida Bailey, Investigator Supervisor, CLB
h. Maria Perez, Administrative Officer, CLB
i. Carmelita "Lily" Santos, Administrative Assistant, CLB

Special Guests/Attendees Present:

j. Tom Keeler, Assistant Attorney General
k. Neketamani Daukhety

Administrative Assistant Lily Santos questioned Board Chairman if there is a quorum due to we did not get any official document from the Governor's office for Rena Borja and Selina Ashland. Rena Borja asked for Mr. Keeler's legal opinion if there was a hearing at the Legislature and they were both approved and confirmed, is that sufficient enough? Mr. Keeler stated both are suitable therefore, Board Chair stated we have a quorum for today's meeting.

III. Approval of the Minutes for July 31, 2019 CLB Regular Board Meeting:
Motion made to approve Minutes of July 31, 2019 by Mike Unsiog, Seconded by Rena Borja
Nays: None All in Favor- Unanimous Motion carried.

IV. Public Comment:

Member of the Public, Mr. Neketamani Daukhety represented himself in a case with Owner: James Ji, which license was revoked since 2017. Nida Bailey stated that based on CLB's Rules and Regulations that a person whose license has been revoked can only reapply after two (2) years had expired. It will be the Board to act upon it if contractor complies with Agencies who penalized him. Mr. Daukhety's request to the CLB Board is to stop contractor James Ji from operating a construction business and also due to serious problems he encountered when they built his house. Board Chair did recall this case. Vice Chair stated we should be tracking this contractor. Mr. Daukhety was also concerned about the penalties. He thinks that they are too low. Selina A. stated in moving forward we can set penalties. Mr. Daukhety does not own the house anymore. Legal Counsel Keeler advised the Board we can discuss and there should be some remedies that will set penalties to help consumers such as Mr. Daukhety.

V. Section Report:

Administration Section:

- Maria Perez reported CLB submitted 2018 Centric Report to OPA and Guam Legislature GSA awarded ID Badging System to vendor Megabyte.

  2020 Active Contractors: 783
  Inactive: 23
  Master Electrican: 34
  Renewal License certificates are currently still being processed through July 30, 2019.

- Two (2) each of Contractor License Investigator positions will be interviewed this Friday, August 23, 2019. There were three (3) to be interviewed but one cancelled due to she relocated to the states.
- In pertaining to the reports of Contractors, Vice Chair Benavente requested to have a printout of this report at each meeting.

Investigation Section:

- Nida Bailey requested for a moment of silence and pray for Investigator Vince Aguon who has passed away recently. Vince was truly an asset to the CLB, we will miss him dearly. Investigation Section is able to do much, as there are no other Investigators in CLB. There is a response from Legal Counsel regarding Vince's question, copy was passed out to Board Members. Rena Borja requested for staffing pattern for next meeting to help the Investigation section recruit more Investigators. Cecil Orsini stated BBMR Director Lestor Carlson, Jr. approved an additional Investigator this fiscal year 2019.
  Vice Chair Bernard Benavente offered as a public volunteer to assist in Investigation if needed.

VI. Executive Director's Report

- C. Orsini reported an unfortunate news that CLB Private Secretary Janice Shimizu has resigned as of 8/16/19 and the passing of Investigator Vince Aguon

- Mr. Orsini stated the good news was the interview of two applications on Friday, 8/23/2019 with the interview panel being himself, Nida and Maria. He mentioned Private Secretary is an Unclassified position so personnel gets selected from front office (Governor's office). Weekend warrior will be put off until further notice or until we have the two investigators on board. Board Chair stated at the meantime, Lily is doing a good job sitting in as Private Secretary until there is a Private Secretary on board; Lily appreciated Chairman's statement.
- C. Orsini and James Casallo will be leaving on August 25, 2019 to the NASCLA 2019 Conference in Baltimore, Maryland. He stated it has been ___ years since CLB has attended the NASCLA Conference since Tommy Morrison was Executive Director. He stated they are registered for the Investigation program and Board Training program will be reported back to the Board.
- As of August 1, 2019, C. Orsini CLB Revenue is $684,478.00
- In his absence, C. Orsini is appointing Ms. Nida A. Bailey as Acting Executive Director. There will be memorandum signed by him.

VII. Old Business: Approval of Contractors Licenses (New and Renewal)

- Modern Konstrak was given three (3) months provisional clearance from Department of Labor (Mr. Greg Massey) due to their issues with wage hour and the DOL is short of investigator to complete their investigation.
- Rena Borja asked Nida Bailey what will be her recommendation but, Maria Perez had answered the question that in the past they don't give provisional license because there is no complaint brought to the CLB regarding the company, she recommended that a full license should be issued to Modern Konstrak.
- Rena Borja motioned to approve the Renewal of Modern Konstrak based on the recommendation of Ms. Perez. Seconded by Bernard Benavente. Nays : None. All in favor: Unanimous. Motion carried.
- Rena Borja questioned if what they are supposed to do with the new applications that are presented. She was informed by Ms. Perez they have to review and sign off on it. She mentioned to let the CLB staff do their due diligence and there is no need to be reviewed nor approved by the board. Last meeting was already voted on and approved to delegate authority back to Executive Director for new and renewal applications. Attorney Keeler stated the agenda should state the name of companies that have been licensed and approved. Rena Borja stated the Board trust the CLB staff to do their job.
- Motion made by Rena Borja to approve the delegation authority to approve **New** and **Renewal** of licenses to the Executive Director seconded by Selina Ashland. Nays: None. All in Favor: Unanimous. Motion carried.

X. Announcement:

Mike Unsiog motioned to adjourn at 11:05 a.m., seconded by Rena Borja
Nays: None
All in Favor- Unanimous Motion carried.

Next regular board meeting is scheduled for Wednesday, September 18, 2019 at 10:00 a.m. at the CLB conference room.

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EXECUTIVE DIRECTOR

Regular Board Meeting
September 18, 2019
10:00 A.M.
CLB Conference Room

AGENDA

I. Call to Order:

II. Roll Call

III. Approval of the Minutes for **August 21, 2019 Board Meeting**

IV. Public Comment

V. Section Report
   a. Administration Division – Maria Perez (Administrative Officer)

   b. Investigation Division – Nida Bailey (Investigator Supervisor)

VI. Executive Director's Report

VII. Old Business

VIII. New Business:
Approval of New Contractors Licenses by Executive Director on September 12, 2019
1. Modular Tech Construction Corporation - (Corporation)
2. Ramachandran Job1, Inc. - (Corporation)
3. Artiko, LLC - (Limited Liability Company)
4. 3Bros. Builder - (Sole Proprietor)

IX. Announcement:

   a. Next Scheduled Regular Board Meeting is for **October 16, 2019** at 10:00 a.m., CLB Conference Room.

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ATTENDANCE SHEET

The regular meeting of the Board of Directors for the Guam Contractors License Board was called to order at 10:05 a.m. on _____ by _____.

Present for this meeting were:

James M. Casallo, Chairman

Bernard S. Benavente, Vice Chairman

Rena Borja, Member

Selina Ashland, Member

Matthew C. Cruz, Member

Michael Unsiog, Acting Ex-Off. (Rev & Tax)

Vincent P. Arriola, Ex-Off. (DPW)

Cecil "Buddy" L. Orsini, CLB Executive Director

Nida Bailey, CLB Investigator Supervisor

Joseph O. Terlaje, CLB Investigator

Maria D. Perez, Administrative Officer

Carmelita H. Santos, Administrative Assistant

Others Present:

Tom KEELEA, AAG

Meeting Adjourned at 10:55 a.m./p.m.