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

December 19, 2019

35GL-19-1340

Speaker Tina Rose Muña Barnes

DEC 19 2019
Time 2:15 ( )AM (X)PM
Received By: MqH

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 November 20, 2019**

Buenas and Hafa Adai Speaker Tina Muna Barnes,

Please see attached Contractors License Board Meeting Minutes of November 20, 2019 which was approved on the Contractors License Board Regular Board Meeting on December 18, 2019. We also have attached a copy of the November 20, 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 DEC 19 PM 2:46

1340

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Regular Board Meeting
Minutes of **November 20, 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, Construction Industry
c. Rena Borja, Board Member, General Public
d. Vince Arriola, Board Member
e. Michael Unsiog, Board Member (sitting in for Director Dapne Shimizu)
f. Selina Ashland, Board Member, General Public
g. Matthew C. Cruz, Board Member, General Public

CLB Staff Members Present:

h. Cecil "Buddy" Lujan Orsini, Executive Director
i. Nida Bailey, CLB Investigator Supervisor
j. Lloyd Quiao, CLB Investigator
k. Maria Perez, Administrative Officer
l. Carmelita H. Santos, Administrative Assistant (sitting in for Private Secretary)

Special Guests/Attendees Present:

m. Tom Keeler, Assistant Attorney General
n. Rob San Agustin, Lt. Governor's Office
o. John Cepeda
p. John Cruz
q. Young Bong Yu

III. Approval of the Minutes for September 18, 2019 CLB Regular Board Meeting:

- Motion made to approve Minutes of September 18, 2019 by R. Borja. Seconded by M. Cruz Nays: None All in Favor- Unanimous Motion carried.

IV. Public Comment:

- John Cruz stated he is here with Mr. Young Bong Yu (President, Yudu Trading Corporation) to listen in today's board meeting.
- Mr. Rob San Agustin stated he is representing Lt. Governor's office.
- Mr. John Q. Cepeda representing himself in his case.

V. New Business:

- Chairman requested that New Business be entertained at this time to accommodate Mr. John Cepeda (Case No. 2019-09-02 John Q. Cepeda vs. Pacific Solar & Photovoltaics Inc.).
- Mr. Cepeda stated for the record the nature of his complaint, Pacific Solar & Photovoltaics Inc., whom has been doing business since 2008; he stated there are violations of numerous Guam laws, negligent actions of all government of guam agencies involved; GPA, DPW, and CLB.
- Chairman Casallo requested Investigator Supervisor Ms. Bailey to give brief summery/findings and what can be resolution for this case. Complaint was submitted to CLB on September 16, 2019. This case was initially assigned to Mr. Jose Terlaje since September 20, 2019 but he has resigned from the CLB effective November 18, 2019.
- Ms. Bailey stated brief summary of complaint: Internet card not working since the installation and unable to go on line to view what the is the system is producing since February 2019; Pacific Solar & Photovoltaics Inc. did not have a building permit from DPW and only obtains C68 license and does not have a C13 (Electrical); Mr. Cepeda claims this is a potential for an electrical fire. CLB has sent a notice to appear to Pacific Solar & Photovoltaics on September 23, 2019 and on October 2, 2019 at 9:15 a.m. there was a meeting with CLB personnel, Mr. Orsini, N. Bailey and J. Terlaje, along with Pacific Solar & Photovoltaics Inc. Mr. Hagen and Mr. Patrick Blas at the CLB conference room. CLB's findings: There is no building permit from the DPW. Mr. Patrick Blas stated Mr. Cepeda told him not to seal the roof; Mr. Cepeda explained further of the conduit. Mr. Orsini did speak to Joe Guevara and he confirmed that HVAC or solar system must have a permit. Mr. Cepeda has stated he spoke to Joe Guevara and confirmed that there are citations against Pacific Solar & Photovoltaics Inc. but has not been forwarded to CLB to make the correct actions, citing the Title 21 GCA.
- Chairman has stated CLB has the authority to suspend or revoke license, Mr. Cepeda stated he is here to have all agencies accountable for their actions; he also asked to have a mediation with Pacific Solar & Photovoltaics Inc. but that was not done. Mr. Keeler reminded Mr. Cepeda this is only for the Board to hear the case; if board hearing is necessary, it will be done accordingly.
- Ms. Bailey continued with description of complaint: After October 2, 2019 meeting, there were documents submitted on October 9, 2019, Mr. Patrick Blas was claiming former DPW Director Carl Dominguez has informed him there is no need to get a building permit. There is only a one sided comment, and not reliable due to Mr. Dominguez is no long with the DPW.

- Mr. Arriola asked are there any report regarding any findings from CLB. Mr. Orsini stated there is no basis due to there being no approved plan. Mr. Keeler further stated the purpose of this is to find out any accusation is true or false, we have to make a determination after any findings.
- Ms. Bailey stated that on Nov 18, 2019 Mr. Hagen was able to commit to Mr. Cepeda to ensure his house is in compliance. Mr. Hagen is willing to pay with his own funds and will have an approved stamped plan to assure his house is not going to burn. A statement of accusation is presented to board's review and legal counsel Mr. Keeler. Pacific Solar & Photovoltaics has 15 days to respond; after 15 days it will be determined for a board hearing then given 10 days notice for date of hearing. Mr. Arriola asked for legal counsel Mr. Keeler's review and advice. Mr. Keeler recapped on the complaint. Mr. Cepeda asked Mr. Keeler if he can recommend that this contractor be placed on voluntary probation and fix his system and all system they have violated, Mr. Keeler stated the board is held liable to fix the problem with his complaint and Pacific Solar & Photovoltaics Inc.
- Mr. Arriola motioned to approve the draft Statement of Accusation to Pacific Solar & Photovoltaics with slight modifications. Seconded by M. Cruz. Nays: None All in Favor- Unanimous Motion carried.
- Mr. Cruz and Mr. Yu stated they are present just to listen to board meeting. Mr. Yu stated solar is good for Guam; he is installing solar in his home first and will be bringing in solar from Korea and get properly licensed.

VI. Section Report:

Administration Section:

Maria Perez reported there are twelve (12) new licenses:

1. Valencia Painting (DBA, Sole Proprietor) Mr. Gardy Torno Valencia
   Effective date: September 16, 2019
2. Top and Best Corp., Ltd. (Corporation) RME: Yun Fei Bai
   Effective date: September 25, 2019
3. USA Contractors, Inc. (Corporation) RME: Peter G. Barantes
   Effective date: September 25, 2019
4. Top Builders, LLC (LLC) RME: Daniel A. Hernandez
   Effective date: October 1, 2019
5. Guam Home Creators, Inc. (Corporation) RME: Li Gao
   Effective date: October 1, 2019
6. Keda Corporation (Corporation) RME: Jake X. Su
   Effective date: October 1, 2019
7. HG Power, LLC (LLC) RME: Myung Jin Park
   Effective date: October 1, 2019
8. Cron Air (DBA, Sole Proprietor) Ronald Malabanan
   Effective date: October 15, 2019
9. Guam New World (Corporation) New RME: Lu Wei
   Effective date: October 25, 2019

10. Samtin LLC (DBA Tri-Spec Construction) RME: Jeric C. Pareja
    Effective date: October 24, 2019
11. Solid Rock Builders (DBA, Sole Proprietor) Gennady Belyshev
    Effective date: October 30, 2019
12. Mobius (Partnership) RME: Iuliia Maurodieva
    Effective date: November 7, 2019

- Updates of Contractors License as of November 19, 2019:
  2020 Active Contractors: 861
  Inactive: 45
  Master Electrican: 37

Investigation Section:

- Ms. Bailey announced Mr. Jose Terlaje resigned effective November 8, 2019 but CLB hired a new investigator Mr. Lloyd Quiao. CLB has two (2) Contractors License Investigator vacancies that will be picked up. Chairman asked how many more vacancies can CLB pick up. Mr. Orsini stated he's looking into getting two (2) Contractors License Investigators under limited term appointment employees.

- Statistics for Investigation:
  Three (3) cases open:
  1. MMB vs. ProPacific Builder Corp (on-going case)
  2. John Cepeda vs. Pacific Solar & Photovoltaics Inc. (forwarded to the Board)
  3. V.G. Gozum vs. Pernix (unpaid sub-contract; will pay as soon as paid; uncontested)
- 105 Building Permit Clearance

VII. Executive Director's Report

- CLB was invited by Mr. Brent Wiese (Chairman, Guam Building Code Council) to attend the International Code Council training seminar sponsored by the Guam Building Code Council ; CLB staff present were Mr. Orsini, Ms. Bailey & Mr. Quiao. CLB can adopt updated codes and will be going to the Legislature.
- 14 call ins/tips regarding safety issues; 3 were referred to DPW. Will be training Investigators.

VIII. Old Business:

None.

IX. Announcement:

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

- Mr. Tom Keeler and Ms. Rena Borja will be off island, Mr. Arriola stated there will be enough for a quorum.

M. Cruz motioned to adjourn at 11:03 a.m., seconded by R. Borja
Nays: None
All in Favor- Unanimous Motion carried.

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Lourdes A. Leon Guerrero
GOVERNOR

Joshua F.Tenorio
LIEUTENANT GOVERNOR

Cecil "Buddy" Orsini
EXECUTIVE DIRECTOR

Deceember 17, 2019

To: Contractors License Board of Directors

From: Maria D. Perez, Administrative Officers

Buenas Yan Saludas!

Hafa Adai Board Members:

The following companies are newly licensed and are as followed:

Company Name: **Samsung E & C America, Inc.** License Number: CLB19-1558
RME Name: Chong, Ian J License Number: 8404
Address: 790 South Marine Corp Drive Suite 204 Tamuning Guam 96913
Telephone Number: 649-3800
Location: 790 South Marine Corp Drive Suite 204 Tamuning Guam 96913
Classifications: A, B, C5, C11, C17,C18, C46, C49,C50 & C68 (Lead Base Paint & Asbestos Abatement)

Company Name: **Hansei International, Inc.** License Number: CLB19-1557
RME: Kim, Young Man RME Number: CLB15-1183
Address: P.O. Box 8769 Tamuning, Guam 6931
Telephone Number: 649-5444
Location: 130 Siket St Harmon Industrial Park Tam Guam 96913
Classification: A, B, C13, C13A, C33, C37, C40, C51 & C68 (Solar Power Systems)

Company Name: **Chugach Consolidated Solutions, LLC.** License Number: CLB19-1559
RME Name: Teodoro, Giovanni RME Number: CLB14-1113
Address: P.O. Box 10360 Harmon Industrial Park Harmon Guam 96929
Telephone Number: 646-6138/6140 or 486-3336
Location: 189E Siket St Harmon Industrial Park Harmon 96929
Classification: A, B, C11, C13, C18, C33, C40, C42 & c51

Company Name: **Oceanic Companies Inc.** License Number: CLB19-1510
RME Name: Kim, Byong Ho License Number: 5173
RME Name: So, Geunyoung License Number: CLB11-0853
Address: 145 Elaine Dr Jonestown Tamuning Guam 96911
Telephone Number: 482-5200
Location: 135 Admiral Sherman Blvd Barrigada Guam 96929
Classification: A, B,C3,C9,C10,C11,C13,C13A,C17,C18,C31,C37,C43,C68 (Telecommunication)

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LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA A. TENORIO
Lt. GOVERNOR

December 18, 2019
CLB Board Meeting @ CLB Conference room
10:00 a.m.

Investigation section report: (Nida A. Bailey, Investigation Supervisor)

Cases	Nature of complaint	Status
1. Americas Best Electric vs. Advance Electrical Service	Unpaid Debt (Uncontested)	OPEN
2. Rosalie Aquino vs. Rolando Ranque	Unlicensed Contractor	Citation Issued
3. Rosalie Aquino vs. Santiago Baliuat, Jr.	Unlicensed Contractor	Citation Issued
4. Ricardo Ang vs. Raymond Basto	Unfinished work	Civil matter/ Complainant is going to court
5. Andre E. Leon Gurrero vs. Kindo	Improper disposal of materials	- Waiting from Legal Counsel

Cases Closed:

Americas Best Electric vs. Isagani Baluyot Const.	Debt paid in full
Kenneth Leon Guerreo vs. Andre Leon Guerrero	Statute of Limitation has expired

No. of Building permits cleared for November - 57

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EXECUTIVE DIRECTOR

ATTENDANCE SHEET

The regular meeting of the Board of Directors for the Guam Contractors License Board was called to order at 10:04 **a.m. on** Wed., Dec. 18, 2019 **by** Bernard Benavente, Vice Chair

Present for this meeting were:

James M. Casallo, Chairman

Bernard S. Benavente, Vice Chairman

Rena Borja, Member

Selina Ashland, Member

Matthew C. Cruz, Member

Dafne Shimizu, Ex-Off. (Rev & Tax) FOR: Michael R. Unsiog

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

Cecil "Buddy" L. Orsini, CLB Executive Director

Nida Bailey, CLB Investigator Supervisor

Lloyd L. Quiao, CLB Investigator

Maria D. Perez, Administrative Officer

Carmelita H. Santos, Administrative Assistant

Others Present:

John E.B. Cepek

Meeting Adjourned at 11:17 **a.m./p.m.**

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CECIL "BUDDY" L. ORSINI
EXECUTIVE DIRECTOR

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

AGENDA

I. Call to Order:

II. Roll Call

III. Approval of the Minutes for **November 20, 2019 Board Meeting**

IV. Public Comment

V. Section Report

a. Administration Division – Maria Perez (Administrative Officer)
Approval of New Contractors Licenses by Executive Director after November 21, 2019:

1. Oceanic Companies Inc. (Corporation – RME Byong Ho Kim, RME Geunyoung So)
2. Samsung E&C America, Inc. (Corporation – RME Ian J. Chong)
3. R & S Construction Inc. (Corporation – RME Donald Weakley)
4. Chugach Consolidated Solutions, LLC. (Limited Liability Company – RME Giovanni Teodoro)
5. Hansei International, Inc. (Corporation – RME Young M. Kim)
6. Hexa Construction (Sole Proprietor - DBA Santiago S. Serisola)

b. Investigation Division – Nida Bailey (Investigator Supervisor)

VI. Executive Director's Report

VII. Old Business

- Case #2019-09-02 John Q. Cepeda vs. Pacific Solar & Photovoltaics Inc.

VIII. New Business:

- Request for clarification/recommendation on the CLB Rules & Regulations regarding C30 (Limited Home Improvement & Renovation) experience requirement.

IX. Announcement:

a. Next Scheduled Regular Board Meeting is for **January 22, 2020** at 10:00 a.m., CLB Conference Room.