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" I. ORSINI
EXECUTIVE DIRECTOR

January 22, 2020

35GL-20-1436
Speaker Tina Rose Muña Barnes

JAN 2 3 2020
Time 11:20 (X)AM ( )PM
Received By: Matt

2020 JAN 23 PM 12:18

Memorandum

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

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

Subject: **Approved CLB Board Meeting Minutes of December 18, 2019**

Buenas and Hafa Adai Speaker Tina Muna Barnes,

Please see attached Contractors License Board Meeting Minutes of December 18, 2019 which was approved on the Contractors License Board Regular Board Meeting on January 22, 2020. We also have attached a copy of the January 22, 2020 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

1436

CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96913
49-2211, 649-9676, 649-2210 (Fax) Website: www.clb.guam.gov

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

CECIL "BUDDY" L. ORSINI
EXECUTIVE DIRECTOR

Regular Board Meeting
January 22, 2020
10:00 A.M.
CLB Conference Room

AGENDA

I. Call to Order:

II. Roll Call

III. Approval of the Minutes for **December 18, 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 December 18, 2019 meeting:

1. AEL & L LLC (LLC – RME: Andrey Kurtin)
2. Securo U.S.A. Co. LLC (LLC – RME: Phillip C. Ahn)
3. Vision K& H, Inc. (Corporation – RME: Edward Kim)
4. Lagman Constuction (Sole Proprietor – Larry L. Lagman)
5. GJ Builders (Sole Proprietor – Generio Q. Danila
6. Abad Construction (Sole Proprietor with RME: Harrison C. Abad)

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. Decision and Order

VIII. New Business:

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

IX. Announcement:

a. Next Scheduled Regular Board Meeting is for **February 19, 2020** at 10:00 a.m., CLB Conference Room.

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" I. ORSINI
EXECUTIVE DIRECTOR

ATTENDANCE SHEET

The regular meeting of the Board of Directors for the Guam Contractors License Board was called to order at 10:09 **a.m. on** January 22, 2020 **by** Mr. Casallo.

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)

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 Capps

Meeting Adjourned at 11:13 **a.m./p.m.**

CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96913
649-2211, 649-9676, 649-2210 (Fax) Website: www.clb.guam.gov

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

CECIL "BUDDY" L. ORSINI
EXECUTIVE DIRECTOR

Regular Board Meeting
Minutes of **December 18, 2019**
CLB Conference Room

I. Call To Order:

The Regular Board Meeting of Guam Contractors License Board was called to order at 10:04 a.m. by Board Vice Chair, Mr. Bernard S. Benavente.

II. Roll Call:

a. James M. Casallo, Chairman, Construction industry
b. Bernard S. Benavente, Vice Chair, Construction Industry
c. Vince Arriola, Board Member, DPW
d. Michael Unsiog, (representing Rev & Tax Director Dafne Shimizu)
e. Selina Ashland, Board Member, General Public
f. Matthew C. Cruz, Board Member, General Public

CLB Staff Members Present:

g. Cecil "Buddy" Lujan Orsini, Executive Director
h. Nida Bailey, CLB Investigator Supervisor
i. Lloyd Quiao, CLB Investigator
j. Maria Perez, Administrative Officer

Special Guests/Attendees Present:

k. John Q. Cepeda

III. Approval of the Minutes for November 20, 2019 CLB Regular Board Meeting:

- Motion made to approve Minutes of November 20, 2019 by Vice Chair Benavente; Seconded by M. Cruz.
  Nays: None All in Favor- Unanimous Motion carried.

IV. Public Comment:

- Vice Chair Benavente asked to proceed for public comment.
- Mr. John Q. Cepeda representing himself in his Case No. 2019-09-02 (John Q. Cepeda vs. Pacific Solar & Photovoltaics Inc.) requested the Board for an update. Mr. Cepeda further stated he is trying to understand how the system works, and appreciates DPW for assisting him with his Freedom of Information Act (FOIA) requests. From these documents, he found that the numbers of permits from 2014 – 2018 Micronesia Renewable Energy and Pacific Solar & Photovoltaics Inc. has been approved from DPW permit center has 11 solar permits and 1 permit for electrical box; being they do not have a license for classification C13 (Electrical) and Pacific Solar claimed they didn't know they needed permits. GPA documents show Pacific Solar & Photovoltaics Inc. has 163 work orders for customers; he is one of these customers with 25 year warrantee for solar power system.
- Vice Chair Benavente asked Mr. Cepeda what is he asking of the board; Mr. Cepeda is recommending that Pacific Solar & Voltaics Inc. be put on probation instead of revoking their license.
- Vice Chair emphasized to Mr. Cepeda in regards to Pacific Solar that the board can: 1) Impose fine for first offense; 2) Suspend license for 90 days; and 3) Apply for C13 (Electrical). Mr. Orsini also added that Pacific Solar will also be responsible for the 152 customers they have contracted with in the event something happens and will apply for permits.
- Vice Chair and board member Mr. Cruz stated all facts will be gathered and will be forwarded to the Attorney General for final disposition.
- Board Member V. Arriola and Ms. S. Ashland is more comfortable to wait for legal counsel's advice.
- Mr. V. Arriola acknowledges the Chairman and for Mr. Casallo to take over meeting.

- Motion made by M. Cruz to suspend Pacific Solar & Photovoltaics Inc. for 90 days, impose a $2,500.00 fine, and Pacific Solar & Photovoltaics Inc. must appy for a C13 Electrical license. Seconded by S. Ashland. Nays: None All in Favor- Unanimous Motion carried.

- Vice Chair stated to Mr. Cepeda that he will be updated by the CLB.

V. Section Report:

Administration Section:

- Maria Perez reported there are six (6) new application licenses:

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)

- Updates of Contractors License as of December 17, 2019:
  2020 Active Contractors: 869
  Inactive: 45
  Total Contractors: 914
  Master Electrican: 38

Investigation Section:

- Ms. Bailey stated there are only two (2) staff in Investigation Section; thankful for Mr. Orsini for being helpful in assisting in field work investigation.

- Statistics for Investigation:
  There are (5) cases open:
  1. Americas Best (supplier) vs. Advance Electrical (contractor) (Unpaid debt; uncontested complaint) Status: open cae
  2. Rosalie Aquino vs. Rolando Ranque (re: Unlicensed Contractor) Status: Citation issued.
  3. Rosalie Aquino vs. Santiago Baliuat, Jr. (re: Unlicensed Contractor) Status: Citation issued.
  4. Ricardo Ang vs. Raymond Basto (re: Unfinished work) Status: Civil matter/Complainant is going to court)
  5. Andre Leon Guerrero vs. Kindo (re: Improper disposal of materials) Status: Waiting for Legal Counsel's decision)

- Two (2) cases closed from Investigator Lloyd Quiao.
  1. Americas Best Electric vs. Isagani Baluyot Construction (Debt paid in full)
  2. Kenneth Leon Guerrero vs. Andre Leon Guerrero (Statute of Limitation expired)

- Ms. Nida reported there are fifty-seven (57) Building Permit Clearances processed.

VI. New Business:

Ms. Bailey stated she is requesting for CLB's Rules and Regulations clarifications regarding C30 (Limited Home Improvement & Renovation) License experience requirement. Ms. Bailey is asking for board's decision regarding CLB Application states there is $4,500.00 and CLB Rules and Regulations is $3,500.00. Chairman asked Ms. Bailey what is her recommendation; she stated $4,500.00 is more reasonable due to the cost of construction materials. V. Arriola recommended Legal Counsel to look into this matter for clarifications. M. Cruz stated that this is not a valid process of disclosing material that is not legal and should be going to the Triple A for approval. M. Cruz asked to table this discussion and seek legal opinion from Legal Counsel.

VII. Old Business:

None.

VIII. Announcement:

Next regular board meeting is scheduled for **January 22, 2020 at 10:00 a.m.** at the CLB conference room.

IX. Adjournment:

M. Cruz motioned to adjourn at 11:17 a.m., seconded by B. Benavente.
Nays: None
All in Favor- Unanimous Motion carried.