



Speaker Therese M. Terlaje <speaker@guamlegislature.org>

Contractors License Board Approved Meeting Minutes of February 20, 2020

Carmelita Santos <carmelita.santos@clb.guam.gov>

Thu, Jan 21, 2021 at 2:05 PM

To: speaker@guamlegislature.org

Cc: Cecil Orsini <cecil.orsini@clb.guam.gov>, Bernard Benavente <nbtguam@gmail.com>

Hafa Adai Speaker Therese Terlaje,

Please find attached Contractors License Board approved meeting minutes of February 20, 2020. If you have questions, please call Mr. Cecil Orsini, CLB Executive Director at 649-2215/2211 or email at cecil.orsini@clb.guam.gov.

Thank you. You may also call me at 649-2214 if you have questions.

--
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Contractors License Board
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**OFFICE OF THE SPEAKER
THERESE M. TERLAJE**

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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

CECIL "BUDDY" L. ORSINI
EXECUTIVE DIRECTOR

JOSHUA A. TENORIO
LIEUTENANT GOVERNOR

January 20, 2021

Memorandum

To: The Honorable Therese M. Terlaje
Speaker, 36th Guam Legislature

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

Subject: **Approved CLB Board Meeting Minutes of February 19, 2020**

Buenas and Hafa Adai Speaker Therese M Terlaje,

Please see attached Contractors License Board Meeting Minutes of February 20, 2020 which was approved on the Contractors License Board Regular Board Meeting on January 20, 2021. We also have attached a copy of the January 20, 2021 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



CONTRACTORS LICENSE BOARD

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Regular Board Meeting Minutes of February 19, 2020 CLB Conference Room

I. Call To Order:

The Regular Board Meeting of Guam Contractors License Board was called to order at 10:07 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. Michael Unsiog, Board Member (sitting in for Director Dafne Shimizu, Rev & Tax)
- e. Selina Ashland, Board Member, General Public

CLB Staff Members Present:

- f. Cecil "Buddy" Lujan Orsini, Executive Director
- g. Nida Bailey, CLB Investigator Supervisor
- h. Lloyd Quiao, CLB Investigator
- i. Carmelita "Lily" Santos, Administrative Assistant (sitting in for Private Secretary)

Special Guests/Attendees Present:

- j. Yvette Costa (representative for Joan Peterson)

III. Approval of the Minutes for January 22, 2020 CLB Regular Board Meeting:

- Motion made to approve Minutes of January 22, 2020 by Vice Chair B. Benavente;
Seconded by Chairman J. Casallo.
Nays: None All in Favor- Unanimous Motion carried.

CLB Regular Board Meeting
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IV. Public Comment:

- Chairman J. Casallo asked to proceed for public comment at this time.
- Ms. Yvette Costa, representing herself in Case No. 2019-07-02 (Yvette Costa vs. On-line Construction, LLC further stated she is asking for assistance regarding her complaint against On-line Construction LLC that was unprofessionally done and lacked quality in workmanship in her request to repair and renovate her house. Ms. Costa stated loss of money is about \$60,000.00. CLB personnel has done several on-site investigation and Ms. Costa has hired a second contractor and paid \$25,000.00 to fix pending projects which On-line Construction did not complete. Ms. Costa is hopeful that CLB can help in ensuring On-line Construction, LLC license is revoked or suspended so this does not happen to another consumer in the future. Ms. Costa stated there are pictures and documents provided to Ms. Bailey. Ms. Bailey asked Board Chairman Casallo if the board can proceed directly to New Business. Board Chair asked if all agree; board members were all in favor to go to New Business regarding Yvette Costa vs. On-Line Construction.
- Ms. Bailey addressed Yvette Costa vs. On-Line Construction LLC (Case No. 2019-07-02): Ms. Bailey has provided all board members a brief summary to include pictures to all board members present and she is asking for the board to review her recommendation for possible violation, and if more time is needed to review for board's decision. Ms. Nida stated this case will go through due process send accusation and statement to Contractor to ensure we will not be in violation of our own rules. Vice Chair Benavente asked if On-Line Construction is active, Ms. Bailey confirmed they are active. Vice Chair stated if investigation is done and it is determined that On-Line Construction, LLC is at fault, Benavente said the board will do its due diligence. In addition, Vice Chair stated that if all evidence and documents are all in order, Vice Chair stated abandonment of job is not good for the consumer especially when there is money involved. Ms. Bailey stated Mr. Sun (On-Line Construction LLC) was given two (2) chances to complete but Mr. Sun repeatedly stated he is getting a attorney cos he wasn't going to continue the job. Homeowner Ms. Costa did find another contractor to finish the job at a lower cost and was satisfied. Vice Chair Benavente asked was Mr. Sun given a punch list and did he mention he was going to do it, Ms. Bailey replied Mr. Sun said he was going to complete punch list.
- Board Chairman Casallo stated he is involved in this project; contracted to finish punch list/remaining work and he believes it is conflict of interest so he will recuse himself from this case. Board Member Borja also stated she does know the owner; not related to her but her children are, but stated this wouldn't be a conflict.

- Chairman Casallo asked Ms. Bailey was Mr. Sun notified of meeting and she stated yes he was notified and CLB board meeting announcement is also advertised to the public. Prior to the meeting, Ms. Bailey stated there were no letter received from Mr. Sun's attorney on the position of the case. Ms. Bailey will be submitting at the next board meeting a Statement of Accusation for review and approval to be routed to Mr. Sun, as he is entitled to a hearing. Ms. Acosta stated the completion date of project was June 20, 2019. Mr. Orsini asked is this the only complaint against On-Line Construction LLC and Ms. Bailey stated this is the only known complaint.

V. Section Report:

Administration Section:

- C. Santos reported there are four (4) new application licenses:
 1. CIA Construction (dba) Celis, Ilyn A. – License No. CLB19-1572
 2. Jei Il Corporation - License No. CLB20-1571
RME: Song Sik Chong – License No. 7077
 3. Duri Corporation – License No. CLB20-1570
RME: Paul K. Chung – License No. 6520
 4. ACJ Construction (dba) Angel P. Cruz, Jr. – License No. 1917
- Vice Chair asked who administers the test and C. Orsini responded that the Administration and Investigation Section is in charge of the test, N. Bailey clarified that the Administration M. Perez proctors the test and then Investigation N. Bailey assist in correcting the test.

Investigation Section:

- Statistics for Investigation:

There are three open cases:

 1. Marmol Guam (citation for advertising via company vehicles) – paid citation and pending renewal license
 2. RC Construction – (citation for unfinished work in Yigo, more than six months)
 3. Victory Construction – (no building permit for renovation work for Daycare center) – complied has building permit and renewed his license. Citation issued and paid.
- N. Bailey reported there are ninety-one (91) Building Permit Clearances.
- N. Bailey informed the Board CLB is still waiting on the interview of the two Investigator's position; C. Orsini stated he has spoke to DOA HR division and they are currently reviewing applications then will be mailed out and possibly given three (3) weeks in case of any appeals. Chairman Casallo asked how long will it take, C. Orsini stated maybe in a month's time provided there are no appeals.

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- Ms. Bailey stated she is requesting again for assistance reference to CLB's Rules and Regulations clarifications regarding C30 (Limited Home Improvement & Renovation) License. She stated for board's clarifications/decision regarding CLB Application Packet specialty classifications and definition listing for C30 states \$4,500.00 and CLB Rules and Regulations states \$3,500.00. Ms. Borja asked if the board is awaiting Legal Counsel's opinion. Ms. Borja recommended that C. Orsini to discuss with M. Perez and to seek legal opinion from Legal Counsel.

VI. Executive Director's Report:

- C. Orsini reported that CLB is still awaiting price quotation from Prometric's main office in Nashville, Tennessee regarding Proctoring Exams for CLB from Mr. Randy Jung. Testing location is at the same place where the Bank of Guam, Upper Tumon. Very professional and thoroughly coordinated; with cameras posted at all angles. Prometrics has done testing for the FBI (Federal Bureau of Investigation) and the GFD (Guam Fire Department). Chairman Casallo requested C. Orsini to follow up on the testing. CLB is formulating the test.
- For the period January 22, 2020 – February 18, 2020 – CLB received 9 tips; 3 violations given, all three (3) have paid the fine and 4 are pending as they are given notice to appear with a date. All 9 did not have a permit; and 3 of the 4 pending do not have a contractors license.
- Chairman Casallo inquired when is the 2019 IBC (International Building Code) going to be approved, C. Orsini stated they're just waiting for the GBCC (Guam Building Code Council) Chairman Brent Wiese. N. Bailey stated there's going to be workshops starting January.

VII. Old Business:

- Case No. 2019-09-02 (John Q. Cepeda vs. Pacific Solar & Photovoltaics Inc.): N. Bailey furnished a copy of the letter to all board members present which was given to Mr. Hagen (Pacific Solar & Photovoltaics Inc.), which he received on January 30, 2020. Legal Counsel's opinion and advice stated in the letter. Pacific Solar has stated they will not appeal, N. Bailey stated they have paid the \$2,500.00 violation and they are suspended for ninety (90) days, therefore this case will be closed after ninety (90) days; will end in April 2020.

VIII. New Business:

- N. Bailey has provided folders to all board members present regarding proposed violations; Legal Counsel advised CLB to act on this. Most of the cases are based on the 5 states suggested by Legal Counsel Keeler: Hawaii, California, Rhode Island, Alabama and Alaska. C. Orsini stated this is based on the cities, close to Guam's population. N. Bailey stated the CLB is using this amendment referenced Senator Tommy Morrison's sponsored Public Law 33-103, C. Orsini stated there are several individuals who knows the system and was fully

aware of the unlicensed and are cheating the system to receive the 50% of the total project. C. Orsini stated there is one individual whom was a former staff of the Guam Contractors Association and she knew the person whom she hired was supposed to be licensed but at the end 90% completion she came to CLB to file a complaint. Chairman Casallo stated the board will review attachments. Vice Chair stated there is nothing yet to report to CLB's oversight chairman Senator P. Terlaje. Rena Borja asked for further clarifications if the board is going to revise or amend the verbiage of unlicensed contractors of public law 33-103. N. Bailey stated CLB will gather collectively comments from all board members and Executive Director and to submit to Senator Terlaje. N. Baily stated in California, there is a law if you victimize an elderly person 65 and above, there is penalty of \$10,000.00 or prison term. N. Bailey, along with Legal Counsel Keeler, suggesting Offenses from 1 thru 20 may be reviewed and subject to the Board to adjust to increase. N. Bailey also recommended a formatted form for citations and options to mark what kind of violation what given.

- C. Orsini reminded Notice of Disclosure for all board members due by April 21, 2020 to Guam Election Commission.
- N. Bailey asked if all board members have received their board stipends; Vice Chair Benavente stated he has not received, all others have received.

IX. Announcement:

Next regular board meeting is scheduled for **March 18, 2020 at 10:00 a.m.** at the CLB conference room.

X. Adjournment:

S. Ashland motioned to adjourn at 11:24 a.m., seconded by Vice Chair B. Benavente.

Nays: None

All in Favor- Unanimous Motion carried.



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EXECUTIVE DIRECTOR

(NOTE: Meeting Advertised in the Post 1/13/21 & 1/18/21)

Regular Board Meeting
January 20, 2021 10:00 A.M.
CLB Conference Room

AGENDA

- I. Call to Order:
- II. Roll Call
- III. Approval of the Minutes for February 19, 2020 Board Meeting
- IV. Public Comment
- V. Section Report
 - a. Administration Division – Maria Perez (Administrative Officer)
 - FY2021 CLB Budget
 - Approval of New Contractors Licenses by Executive Director
 - Updates of Contractors License
 - b. Investigation Division – Nida Bailey (Investigator Supervisor)
 - Case #2020-07-02 CLB vs. David Herring R.M.E.
- VI. Executive Director's Report
- VII. Old Business
- VIII. New Business
- IX. Announcement:
 - a. Next Scheduled Regular Board Meeting is for **February 17, 2021** at 10:00 a.m. at the CLB Conference Room.
- X. Adjournment



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Lourdes A. Leon Guerrero
GOVERNOR

Joshua F. Tenorio
LIEUTENANT GOVERNOR

Cecil "Buddy" Orsini
EXECUTIVE DIRECTOR

January 14, 2021

To: Contractors License Board Members

From: Maria D. Perez *Maria D. Perez*
Administrative Officer

Subject: Administrative Report

Hafa Adai:

The following information is as followed:

2021 Budget

111 Salaries CLB	399,332.00
113 Benefits CLB	174,151.00
230 Contractual CLB	33,368.00
240 Supplies CLB	11,000.00
250 Equipment CLB	25,750.00
271 Drug Testing CLB	100.00
290 Miscellaneous CLB	3,100.00
361 Power CLB	20,000.00
363 Telephone CLB	9,000.00
220 Travel GBCC	4,768.00
230 Contractual GBCC	28,526.00
240 Supplies	15,257.00
290 Miscellaneous GBCC	900.00
TOTAL	725,252.00

2021 Licenses

Active Contractors	777
Inactive Contractors	31
Master Electrician	41
Total	849

CLB is also going through the process with GSA in getting a new badging system.

New Contractors:

ALPS, Inc. *new
Guo, Yajun (RME)

Happy Life, LLC *New.
Lee, Peter (RME)

JMSI Electrical (Guam), LLC *New
Smith, Marvin D.(RME)

Micronesia Community Development Corporation *New
Yi, Jae Sang (RME)

American C & T Corporation *New
Kim, Young M .(RME)

SB Construction Guam, LLC. *New
Lee, Jong Jin (RME)

Oia'io Halo MEC Remediation Hui, LLC. *New
Michell, Douglas Edward (RME)
Caacbay, Domingo Jr. (RME) *New

LTP Construction (dba) Permalin, Ferdinando *Owner Only*NEW
Serrano, Edilberto (RME)

Ararat Construction (dba) *New
Arakelian, Loris

YHK Corporation *New
Kim's Appliance (dba)

KWM Industries, Inc.*New
Park, Andrew Chung

Yoshida, Ryuji (RME) *New
Maeda Pacific Corp

BZ Guam (dba) *New
Lopez, Florenence M (Owner Only)
Lopez, Dominador Jr.

Regen Construction (dba) *New
Pinaula, Arnold

OG Pacific Corporation *New
Martinez, John S. (RME)
Lagman, Angel, (RME)
Tsiao, Chih-Chena (RME)

Sirn Builders and Services (dba) *New
Santos, Randy N.

M Construction Guam Inc. *New
Lopez, Marcus P.J. (RME) *New

Apollo Construction Guam, LLC. *New
Pareja, Jeric (RME)

Tapado, Samuel (RME) *New
Universal Air Supply (RME For 😊)

Liang Corporation *New
Van Tean Lu (RME)

Omicron International Inc. *New
Quioc, Hector G. (RME)

Sun, Robert (RME For:) *New
On Line Construction LLC.

Island Cool Air (dba) *New
Tapado, Samuel Diaz

Island Mechanical Contractor, Inc. *New
Bangayan, Gene M (RME)

Red Star Construction LLC. *New
Chen Zong Ren (RME)

SD Recycling Services, Inc. *New
Won Taek Kong

Green Community Development *New
Surface Solutions (dba)
Reed, Scott (RME)

RDJ Refrigeration and Air Conditioning (dba) *New
De Jesus, Romeo G

Leon Guerrero, Bruce (Sole Prop) *New

Brownstone Construction Inc. *New
Wy, Roderick (RME)

Pacific Technologies (dba) *New
Flores Edwin Joseph D

Golden Venus Construction (dba) *New
Jin Gang (Owner Only)
Gao, Jian Xiang

MZ Corporation *New
Zhou Erning (RME)

IBBC Construction LLC. *New
Lomtong, Noel (RME)

Archway Inc.*New
Reyes, Rogelio (RME) *New



CONTRACTORS LICENSE BOARD

Inetnon Malisensiyen Kontratista
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2020 List Of Complaints

Case Number/Complainant	Respondent	Investigator
Case# 2020-01-01 Anonymous/ Rev & Tax	Marmol Guam/ David Cadis	L.Quiao (Citation Paid)
Case# 2020-01-02 Virginia N.Martinez/Donald Marinez	RC Builders, LLC.	L.Quiao (Closed)
Case # 2020-01-03 Anonymous	Victory Construction	L. Quiao (Closed Citation Paid)
Case # 2020-02-01 Alex Guterrez	Li Gao Construction	L.Quiao (Case Withdrawn)
Case # 2020-02-02 Kenneth A. Gutierrez	David Herring Properties	L.Quiao (Civil Matter)
Case # 2020-02-03 CLB	James Yu	L. Quiao (Closed)
Case # 2020-02-04 Kelvin Santos	Xiang Wang Construction Corp	L.Quiao (Closed)
Case# 2020-02-05 Anna TedTaoTao	David Properties/ David Herring	L.Quiao (Civil Matter)
Case # 2020-02-06 CLB	Ben Whitaker	L. Quiao (Closed, Citation Paid)
Case # 2020-03-01 CLB/ Anonymous	Albert Cayanan	L.Quiao (Closed, Citation Paid)
Case # 2020-04-01 CLB/ Anonymous	RN Builders	L.Quiao (Closed)
Case # 2020-05-01 CLB	Victory Construction	L.Quiao (Closed, Citation Paid)
Case# 2020-05-04 CLB/Anonymous	Conrad Lopez	L.Quiao (Closed, No Work being done)
Case # 2020-06-01 Shannel R. Alferos & Laurens John Alferos	RN Builders	L.Quiao (Open, Civil Matter)

Case # 2020-06-02 Lisa Silk/ Isla Veterinary Clinic	David Herring	L.Quiao (Closed, CLB Accusation)
Case # 2020-06-03 Anonymous/CLB	Janice Meno	L.Quiao (Closed)
Case# 2020-06-04 Sabina Perez (Tip)	UMS	L.Quiao (Closed, Permitted)

Case# 2020-06-06 (VMS) Sivalingam Subramaniam	Leading Tech	L.Quiao (Open)
Case # 2020-06-07 Marie Cabrera (Angela)	Pacific Jimi K Corp/ Jiang Xiong Gao	L.Quiao (Open)
Case# 2020-07-01 Raymond Tuncap	Far Eastern Construction	L. Quiao (Open)
Case # 2020-07-02 CLB	David Herring	L.Quiao (Open, Pending Hearing)
Case # 2020-07-03 Anonymous/CLB	Dr. Jiang (Aquaculture)	L.Quiao (Closed, No Violation)
Case# 2020-07-04 Carmelita Lisa San Nicolas Molina	Q Design III	L.Quiao (Open)
Case # 2020-07-05 Anonymous	Jackie Li	L.Quiao (Closed, Citation Paid)
Case # 2020-07-06 Xiuyan Li	Huang Xiaoying/ Huang's Pest Control	L.Quiao (Closed)

Case # 2020-10-02 Anonymous/CLB	Alcast Painting Company	L.Quiao (Closed, Citation Paid)
Case # 2020-12-01 America's Best Electric Mart	GR Construction	L.Quiao (Closed, Civil Matter)
Case # 2020-12-02 Ed Bonato	BME& Sons	L.Quiao (Closed, Has Permit)

Total Cases: 28
Open: 6
Closed: 22

