Eddie Baza Calvo
Governor

GSA

GENERAL SERVICES AGENCY
Government of Guam
148 Route 1 Marine Drive Corp
Piti, Guam 96915

Ray Tenorio
Lt. Governor

Edward M. Birns
Director, Dept. of Admin.

Vincent Arriola
Deputy Director

June 21, 2018

MEMORANDUM

GL# 34-18-2009
Speaker Benjamin J.F. Cruz

JUN 21 2018
Time: 1:40 [ ] AM [ ] PM File No. ____
Received By:

To: Hon. Benjamin J.F. Cruz

From: Chief Procurement Officer

Subject: Emergency Procurement-Certificate of Emergency

Buenas yan Hafa Adai! Pursuant to the 5 GCA §5215: Emergency Procurement, attached is a copy of the Certificate of Emergency dated June 19, 2018, enabling the Department of Correction to procure food service component to ensure the continuation, for up to 90 days.

Claudia S. Acfalle

Attachment

2018 JUN 21 PM 1:58

2009

Eddie Baza Calvo
Governor

GSA

GENERAL SERVICES AGENCY
(Ahensian Setbision Hinirat)
Government of Guam
148 Rt. 1 Marine Corps Dr. Piti Guam 96915
Ph: 475-1707/ 1720 Fax:475-1727/472-4217
Email: gsaprocurement@gsadoa.guam.gov

Ray Tenorio
Lt. Governor

Edward M. Birn
Acting Director,
Dept. of Administration

Vincent P. Arriola
Deputy Director
Dept. of Administration

June 19, 2018

Memorandum

To: Governor of Guam

From: Chie Procurement Officer
General Services Agency

Subject: Request for Emergency Procurement

Please find attached a memorandum from the Director of the Department of Corrections requesting for an emergency procurement to provide food services for the inmates and detainees at the Department of Corrections and the Hagatna Facility. As the Department is required to provide basic food services to the inmates and detainees under its jurisdiction, a failure to do would cause a violation of their civil rights and may lead the government back into another federal receivership.

The current emergency expires on June 30, 2018, and they have submitted a request for a new bid, which is still be reviewed by the Office of the Attorney General before public notice and action. This emergency will be for a period up to ninety (90) days, in thirty (30) day period.The procurement of these services through an Emergency Procurement under 5 G.C.A. §5215 is necessary in order to avert a threat to the health, welfare and safety of our seniors who rely on this meal at either the designated congregate sites or at their home.

Based upon the facts provided by the Department, I, CLAUDIA S. ACFALLE, Chief Procurement Officer for the General Services Agency do certify under penalty of perjury, that a certificate of emergency is not being used solely for the purpose of avoidance of the provisions of Title 5, Guam Code Annotated, Chapter 5, the Guam Procurement law..

6/19/18
CLAUDIA S. ACFALLE
Chief Procurement Officer

APPROVED

EDDIE BAZA CALVO, Date
Governor of Guam
6.20.18

CFD-0618-3218

Department of Corrections
Depattamenton Mangngurihi
Government of Guam

P.O. Box 3236 Hagatna, Guam 96932
#1 Mashburn Lane Dairy Road
Mangilao, Guam 96913
Telephone No.: (671)735-5170/5176
Fax No.: (671)734-4051
Website: www.doc.guam.gov

EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

ALBERTO A. LAMORENA V
Director

JAMES T. MCDONALD
Deputy Director

In reply refer to:
DOC2018-06-251

June 15, 2018

MEMORANDUM

TO: Chief Procurement Officer
General Services Agency

FROM: Director, Department of Corrections

SUBJECT: Request for Emergency Procurement
Ref: DOC Food Services to DOC Inmates and Detainees

Buenas yan Hafa Adai! This is to request approval for emergency procurement for food services to Department of Corrections' (DOC) Inmates and Detainees up to ninety (90) days beginning July 01, 2018.

STATEMENT OF FACTS GIVING RISE TO THE EMERGENCY:

1) The current Invitation for Bid for DOC Food Services, IFB No.: GSA-09A-18 submitted to GSA on March 8, 2018 was amended to extend the Bid Opening to June 22, 2018 (GSA-09A-18, Amendment No. 4).

2) The current Emergency Procurement for DOC Food Services awarded for a period of up to ninety (90) days to Basil Food Industries effective April 01, 2018 will expire on June 30, 2018 (P186E00250).

STATEMENT OF NO PROPER PURPOSES:

The emergency procurement set forth above is not being used solely for the purpose of avoiding any provisions in Guam's Procurement Laws and Regulations. As we continue to work on these issues, there still exists an immediate need to ensure that food services are provided to DOC's inmate population of over 700+ and most importantly, to avoid any future court action.

Memorandum
To: Chief Procurement Officer
Subject: Request for Emergency Procurement,
Ref: DOC Food Services to DOC Inmates and Detainees

The Department of Corrections has determined that there is an emergency need to ensure that inmates and detainees are provided their daily breakfast, lunch and dinner meals, dietary snacks and dietary meals (as prescribed by medical physician) while in DOC's custody.

So determined, declared and certified, this 15th day of June 2018 by,

ALBERTO A. LAMORENA V

Attachments