



**Office of the Attorney General**  
**Leevin Taitano Camacho**  
 Attorney General of Guam  
**Solicitor Division**  
 590 S. Marine Corps Drive  
 ITC Bldg., Ste. 802  
 Tamuning, Guam 96913 • USA  
 Tel. (671) 475-3324 Fax. (671) 472-2493  
 www.guamag.org  
**Attorneys for the Government of Guam**

**RECEIVED**  
 OFFICE OF PUBLIC ACCOUNTABILITY  
 PROCUREMENT APPEALS  
 DATE: 8/27/19  
 TIME: 9:10  AM  PM BY: [Signature]  
 FILE NO OPA-PA: 19-009

**IN THE OFFICE OF PUBLIC ACCOUNTABILITY  
 PROCUREMENT APPEAL**

<b>IN THE APPEAL OF:</b>	)	<b>DOCKET NO. OPA-PA-19-009</b>
	)	
<b>GUAHAN ACADEMY CHARTER SCHOOL,</b>	)	
	)	
<b>Appellant,</b>	)	<b>REQUEST TO PUBLIC AUDITOR FOR</b>
	)	<b>CONFIRMATION OF THE</b>
<b>and</b>	)	<b>DECLARATION OF SUBSTANTIAL</b>
<b>GUAM BEHAVIORAL HEALTH &amp; WELLNESS CENTER,</b>	)	<b>INTEREST IN PROCEEDING</b>
	)	<b>5 GCA § 5249(g)(3)</b>
<b>Purchasing Agency.</b>	)	

Purchasing Agency herein makes request to the Public Auditor for confirmation of the declaration of substantial interest in proceeding pursuant to 5 GCA §5245 (g)(3).

Attached is a copy of the June 21, 2019 Public Notice - Request for Proposal for GBHWC RFP 03-2019, Guam Behavioral Health and Wellness Center – Prevention Education and Community Empowerment-Partnerships for Success (PEACE PFS) US Department of HHS SAMHSA Federal Grant, PEACE PFS Subgrants for easy reference purposes.

**ORIGINAL**

GBHWC is seeking to award three Sub-Grant Awards and to have performance by the Sub-Grantee(s), before September 28, 2019.

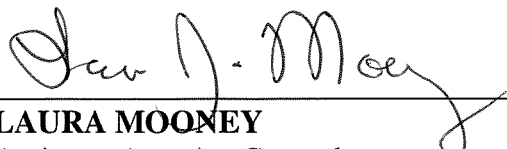
Attached is a copy of the Declaration of Substantial Interest in Proceeding with GSA's declaration dated August 13, 2019, and GBHWC and the Attorney General's concurring signatures dated August 12, 2019. A notice of declaration of substantial interest has been serviced by Purchasing Agency on Appellant, as required by 5 GCA § 5245(g)(2), of the 5 GCA §5249 (g)(1) Declaration of Substantial Interest in Proceeding With:

A complete copy of all the federal grant documentation has been filed. See OPA-PA-19-009 in Purchasing Agency's Letter Notice of Denial of Protest-Inclusive of Attachments with all the Relevant Federal Fund Requirements 5 GCA §5004(b) and 5 GCA §5501.<sup>i</sup>

Submitted this 27<sup>th</sup> day of August, 2019.

OFFICE OF THE ATTORNEY GENERAL  
**Leevin Taitano Camacho**, Attorney General

By:

  
\_\_\_\_\_  
**LAURA MOONEY**  
Assistant Attorney General

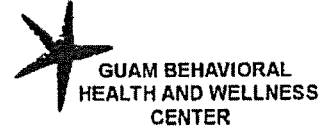
---

<sup>i</sup> This is a discretionary competitive data-driven HHS SAMHSA grant. The data is not subject "to re-interpretation" or "re-classification" after, the KEY DATE- FOA No. SP 19-008, CFDA No. 93.243 date of July 6, 2018. SAMHSA and its Prime Awardee, GBHWC, cannot "add-data" or interpret "GDOE Schools" to also include "in GACS" in GBHWC RFP 03-2019. 5 GCA §5004(b) and 5 GCA §5501.



## PUBLIC NOTICE

Request for Proposals for  
GBHWC RFP 03-2019  
Guam Behavioral Health and Wellness Center



### Prevention Education and Community Empowerment – Partnerships for Success (PEACE PFS) US Department of HHS SAMHSA Federal Grant, PEACE PFS Sub-Grants

The Guam Behavioral Health and Wellness Center (GBHWC), Clinical Services Division, Prevention and Training Branch, Prevention Education and Community Empowerment – Partnership for Success (PEACE PFS), is inviting qualified Guam based non-profit organizations to submit proposals to provide sub-recipient/pass-through federally funded Community Partnership SAMHSA evidence based program services for youth ages 9 to 20, in the Guam Department of Education's (GDOE) selected elementary schools (Grades 4-5), middle schools (Grades 6-8) and high schools (Grades 9-12) who have the high rates of offenses related to alcohol, tobacco/nicotine and marijuana possession or consumption to establish and implement sustainable prevention and early intervention policies, programs and practices that are responsive to the needs of the people of Guam and that are proven to effect positive behavioral health changes.

This a 100% federally funded, U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration (HHS SAMHSA); Funding Opportunity Announcement (FOA) No. SP-18-008; Catalogue of Federal Domestic Assistance (CFDA) No.: 93.243.; Grant No. 6H79SP081005-01, and as amended in M001 and M002; Project Title: PEACE Partnerships for Success, discretionary, multi-year grant. Project Period 09/30/2018 through 09/29/2023. Budget Period: 09/30/2018-09/29/2020, with incremental funding (restricted) period(s) from 09/30/2018- 09/29/2019 and 9/30/2019- 09/29/2020.

Multiple subgrant awards are anticipated to be made in keeping with the PEACE PFS grant objectives. The PEACE PFS Request for Proposal packages are available for public inspection at [www.gbhwc.guam.gov](http://www.gbhwc.guam.gov) or a hard copy is available for pickup at the Director's Office, GBHWC located on the First Floor, 790 Governor Carlos G. Camacho Road, Tamuning, Guam during the weekdays except holidays between 8:30 A.M. to 4:30 P.M. GBHWC requires that prospective Offerors register with GBHWC to ensure that they receive notices regarding any changes or updates to the RFP. Official communications, clarifications and amendments to the RFP will be sent to all registered prospective Offerors and posted on [www.gbhwc.guam.gov](http://www.gbhwc.guam.gov).

Questions regarding this RFP should be written and addressed to GBHWC Director through U.S. Mail, hand delivery, or facsimile (671) 649-6948 by Wednesday, June 26, 2019. All correspondence will be recorded, considered confidential and timely responded to in the form of an answer or amendment, whichever is applicable in accordance with Guam Procurement Regulations. Electronic mail (email) is not acceptable.

The DEADLINE FOR RECEIPT OF PROPOSALS is no later than 4:30 P.M. Chamorro Standard Time, Friday, July 12, 2019. All proposals must be submitted only via U.S. Mail, courier, or hand delivery and must be addressed to the Director, Guam Behavioral Health and Wellness Center. Electronic mail (email) is not acceptable.

GBHWC shall have the right to reject all proposals or offers submitted in response to this RFP, and/or cancel this RFP at any time if the Director determines such to be in the interest of GBHWC and/or for whatever reason allowed by law and/or regulation.

  
THERESA C. ARRIOLA, Director  
June 21, 2019

8-13-19 CMF



EDWARD M. BIRN  
Director (Direktot)

EDITH C. PANGELINAN  
Deputy Director (Sigundo Direktot)

# DEPARTMENT OF ADMINISTRATION

DIPATTAMENTON ATMENESTRASION

GENERAL SERVICES AGENCY

(Ahensian Setbision Hinirat)

Telephone (Telifon): (671) 475-1707/1729 • Fax (Faks): (671) 472-4217/1727



LOURDES A. LEON GUERRERO  
Governor (Maga'håga)

JOSHUA F. TENORIO  
Lt. Governor (Sigundo Maga'åhå)

August 12, 2019

## Re: Declaration of Substantial Interest in Proceeding With: Request for Proposal for GBHWC RFP 03-2019, Guam Behavioral Health and Wellness Center-Prevention Education and Community Empowerment- Partnerships for Success (PEACE PFS) US Department of HHS SAMHSA Federal Grant, PEACE PFS SubGrants

In keeping with 5 GCA Section 5425 (g)(l), the Chief Procurement Officer of the General Services Agency (GSA) is declaring a compelling, urgent, substantial interest in proceeding forward with the solicitation in RFP 03-2019. This determination is in concurrence with the Chief Procurement Officer, and Attorney General.

A protest was denied on July 30, 2019 with (email delivery on that date and hand-delivery on July 31, 2019).

**This Federal Grant was received by GBHWC to begin on September 30, 2018. The \$500,000 of Federal Funds will lapse on 09/29/2019 — in the First Restricted Budget Period of the Federal Grant, unless obligated and expended by that date.**

This is a 100% Federal SAMHSA Discretionary Grant to GBHWC being passed through in subawards (multiple) in RFP 03-2019. The request for proposal method of solicitation is utilized by GBHWC for maximum practicable competition. The federal grant is authorized under Section 516 of the Public Health Service Act. The federal grant is made by US Department of HHS SAMHSA per SAMHSA's Strategic Prevention Framework- Partnership for Success (SPF-PFS) Funding Opportunity Announcement (FOA) No. SP 18-008. CFDA No. 93.243. Grant No. 6H79SP081005-01, and as amended in MOOI and M002; Project Title: PEACE Partnerships for Success, discretionary, multi-year grant. Project Period 09/30/2018 through 09/29/2023. Budget Period: 09/30/2018-09/29/2020, with incremental funding (restricted) period(s) from 09/30/2018- 09/29/2019 and 9/30/2019- 09/29/2020.

Although, GBHWC is also awarded funds for Budget Period 09/30/2019-09/29/2020, that are part of the subaward process in RFP 03-2019; the absence of the subawards and performance prior to 09/30/2019 will affect GBHWC's potential for future funding in this discretionary performance-based data-driven — SAMHSA grant for subsequent years 09/30/2020 through 09/2022.

### ACKNOWLEDGEMENT COPY

RECEIVED BY GSA CM2 Jerry 12 July

DATE 12 Aug 2019

RECEIVED 8/12/19  
590 South Marine Corps Drive, ITC Building, Suite 219, Tamuning,  
206202  
506201926244 C206

The Grant Goals and Objectives as stated in the RFP 03-2019 are as follows:

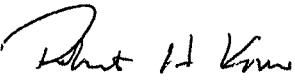
The goal of the SPF-PFS grant is to address one of the nation's top substance abuse prevention priorities: underage drinking among youth age 9 to 20. At the grantee's discretion SPF-PFS may also fund up to two additional data-driven substance abuse prevention priorities. The grantee has identified youth tobacco/nicotine and marijuana use as the additional substance abuse prevention priorities in Guam. The SPF-PFS grant program is intended to prevent the onset and reduce the progression of substance abuse and its related problems while strengthening prevention capacity and infrastructure at the state and community levels. The program extends currently established cross-agency and community-level partnerships by connecting substance abuse prevention programming to departments of social services and their community partners. SPF-PFS is designed to ensure that prevention strategies and messages cater to the needs, and reach the populations disproportionately impacted by substance abuse. On Guam, this high-need, high-risk community group pertains to youth who identify as Pacific Islanders, currently enrolled in the local public-school system belonging to low-income families, and/or are slated for disciplinary actions for reported problematic behaviors.

The SPF-PFS grant program is based on the premise that changes at the community level will, over time, lead to measurable changes at the state level. By working collaboratively, states and their SPF-PFS funded communities of high-need can more effectively begin to overcome the challenges underlying their substance abuse prevention priorities and achieve the goals of the SPF-PFS grant program. The approved goals for the SPF-PFS grant program on Guam are: 1) At risk Guam Department of Education (GDOE) students are identified early to receive appropriate services to prevent their alcohol, tobacco and/or marijuana use; 2) Decreased recidivism rate for student offenses on alcohol, tobacco/nicotine and marijuana use and possession in GDOE. To achieve these goals, the PEACE office, in collaboration with Guam Department of Education, Department of Public Health and Social Services and PFS Community Partners, will pursue these objectives by 2023:

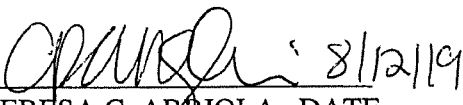
1. GDOE will increase its in-school early intervention screening/assessment among pre- and offenders among elementary, middle and high school students to identify and refer to appropriate services youth at risk for alcohol, tobacco/nicotine and marijuana use and other co-occurring, associated behavior by 10%.
2. 100 GDOE staff will be trained in evidence-based programs that will increase its capacity to provide education, brief intervention and referral to treatment for underage alcohol, tobacco/nicotine and marijuana use
3. GDOE students will have an increased perception of harm towards alcohol, tobacco/nicotine and marijuana products, decreasing current youth use by 100/0.
4. GDOE will reduce its alcohol, tobacco/nicotine and marijuana-related offenses by 10% by addressing underlying risk and protective factors among students considered at risk.

Time is of the essence to GBHWC in proceeding forward with RFP 03-2019. It is important for the Sub-Award process and performance for the restricted first Budget Period expiring on 09/29/2019 to be completed; as well as for Sub-Award(s) and to be in place, and performance to begin as to the second Budget Period, commencing on 09/30/2019 through 09/29/2020. This is 100% Federally Funded. If not awarded, \$500,000 will lapse on 09/30/2019; and an additional \$500,000 on 09/29/2020; as well there is the potential loss of future Budget Period Awards through 09/29/2023 for non-compliance with the terms and conditions of the grant.


Based upon the above, I, Robert H. Kono, Acting Chief Procurement Officer for the General Services Agency, do declare that a Compelling, Urgent and Substantial Interest exist for proceeding with this procurement without delay.

 8/13/19  
/ ROBERT H. KONO, Acting DATE  
General Services Agency

CONCURRED;

 8/12/19  
THERESA C. ARRIOLA DATE  
DIRECTOR, GBHWC

CONCURRED

 8/12/19  
LEEVIN TAITANO CAMACHO DATE  
ATTORNEY GENERAL OF GUAM