



**CONSOLIDATED COMMISSION ON UTILITIES**

Guam Power Authority | Guam Waterworks Authority  
P.O. Box 2977 Hagatna, Guam 96932 | (671) 648-3002 | guamccu.org

**GPA RESOLUTION NO: FY2023-13**

**AUTHORIZING MANAGEMENT OF THE GUAM POWER AUTHORITY TO ENTER TO A MONTH-TO-MONTH EXTENSION FOR ITS PROFESSIONAL PRINTING, MAILING, PROCESSING AND OTHER SERVICES DUE TO ONGOING LITIGATION**

**WHEREAS**, on April 6, 2016, the Guam Power Authority (GPA) entered into a contract with Graphic Center, Inc. to provide professional printing, mailing and processing services of approximately 50,000 electric power billings each month; and

**WHEREAS**, the original contract became effective on April 18, 2016 for a one (1) year period from the date of award of the contract with the option to extend the contract for four (4) additional one-year periods; and

**WHEREAS**, GPA has exercised its base and options years of the contract and GPA had issued an Invitation for Bid (IFB) for these services in December 2020 but the bidder did not meet the bid requirements. Accordingly, in April 2021, the Consolidated Commission on Utilities (CCU) issued GPA Resolution No. 2021-10 authorizing GPA's management to exercise the month-to-month contract extension up to eight (8) months estimated to cost \$300,000 or until a new contract is awarded, whichever comes first; and

**WHEREAS**, in May 2021, GPA issued a Request for Proposal for Professional Printing, Mailing, and Processing Services. GPA received three (3) offers and selected InfoSend as the most qualified offeror, GPA selected Graphic Center as the second most qualified offeror, and GPA rejected Moonlight BPO's offer; and

**WHEREAS**, in August 2021, Graphic Center filed a procurement protest disputing GPA's evaluation process for the RFP and GPA denied the protest. In October 2021, Graphic Center then filed a procurement protest appeal with the Office of Public Accountability (OPA); and

**WHEREAS**, in March 2022, the OPA issued its decision denying Graphic Center's appeal and in April 2022, Graphic Center appealed the OPA decision in the Superior Court of Guam. Accordingly, the CCU issued GPA Resolution No. 2022-20 in April 2022, authorizing GPA's management to exercise month-to-month extension or until a new contract is awarded; and

1           **WHEREAS**, this matter is still with the Superior Court of Guam and GPA must have the  
2 printing services in order to issue monthly billings which is the revenue lifeline of GPA; and

3           **WHEREAS**, GPA again seeks a month-to-month extension up to 12 months for  
4 approximately \$460,000 or up to when a new contract is awarded in the event a new vendor is  
5 selected; and

6           **WHEREAS**, the total cost of the first base year and the option to exercise the extension  
7 of four (4) additional one-year periods, plus the month-to-month extensions are estimated to be  
8 \$2,630,000.00.


9           **NOW, THEREFORE BE IT RESOLVED**, by the Consolidated Commission on  
10 Utilities the approval as follows;

11       1.     The General Manager is authorized to exercise month-to-month services up to when a  
12 new contract is awarded and implemented in the event a new vendor is selected.

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14           **RESOLVED**, that the Chairman certifies and the Board Secretary attests to the adoption  
15 of this Resolution.

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17           **DULY AND REGULARLY ADOPTED AND APPROVED THIS 21ST DAY OF**  
18 **FEBRUARY 2023.**

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20           Certified by:

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23           \_\_\_\_\_  
24           **JOSEPH T. DUENAS**  
            Chairperson

20           Attested by:

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23           \_\_\_\_\_  
24           **PEDRO ROY MARTINEZ**  
            Secretary

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3 **SECRETARY'S CERTIFICATE**

4 I, Pedro Roy Martinez, Secretary of the Consolidated Commission on Utilities (CCU), as  
5 evidenced by my signature above do certify as follows:

6 The foregoing is a full, true and correct copy of the resolution duly adopted at a regular  
7 meeting by the members of the Guam Consolidated Commission on Utilities, duly and legally  
8 held at a place properly noticed and advertised at which meeting a quorum was present and the  
9 members who were present voted as follows:

10 Ayes: 5  
11 Nays: 0  
12 Absent: 0  
13 Abstain 0  
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