



Republic of the Philippines

DEPARTMENT OF AGRICULTURE

Regional Field Office XII

Office of the Bids and Awards Committee (BAC)

Regional Government Center, Carpenter Hill,

Koronadal City, South Cotabato

Telefax No (083) 228-3411

Resolution No. 2017-0019

SEP 21 2017

Series of 2017

**RESOLUTION FOR NEGOTIATED PROCUREMENT BY AND BETWEEN THE DEPARTMENT OF AGRICULTURE REGIONAL FIELD OFFICE NO. 12 AND FREDEN CONSTRUCTION FOR THE PROJECT ENTITLED "EXTENSION OF CONCRETING OF PUROK 7 - PUROK 15 FMR PHASE III (WITH EXEMPTION) LOCATED IN BRGY. MABUHAY, GENERAL SANTOS CITY" WITH THE BID PRICE OF ONE MILLION SIX HUNDRED NINETY-ONE THOUSAND NINE HUNDRED NINETY-FIVE PESOS AND 80/100 ONLY (P1,691,995.80).**

<b>PRESENT:</b>	1. JOHN B. PASCUAL, DVM	Chairperson
	2. LORNA P. VILBAR, Ph.D.	Vice-Chairperson
	3. ENGR. NADIA G. GAYANANDANG	Member
	4. JESSIE A. LUMBAO, Ph.D.	Member
	5. MARIA CECILIA E. FRANDO	Member
	6. ENGR. CAROLINA T. GAYAPA	TWG Chairperson
	7. ENGR. CLAIRE J. RUDAS	TWG Vice-Chairperson
	8. ENGR. MAYJAAN T. YUSOPH	TWG Member
	9. ENGR. PETER PAUL S. PERALTA	TWG Member
	10. BERNARD O. PACETE	Head-Secretariat
	11. ANNABELLE V. OMICTIN	Member-Secretariat
	12. JUANITO C. ALIMAO	Member-Secretariat
	13. RANDOLF JOHN B. CHUNG	Member-Secretariat
	14. GARY JAMES P. GUANZON	Member-Secretariat

WHEREAS, the Department of Agriculture - Regional Field Office No. 12, Koronadal City under the SOCSKSARGEN Food Security Program CY 2016 Fund has a project, i.e.; **Extension of Concreting of Purok 7 - Purok 15 FMR Phase III (with exemption) located in Brgy. Mabuhay, General Santos City** with the Approved Budget for the Contract (ABC) of **One Million Seven Hundred Two Thousand Six Hundred Thirty-Four Pesos and 22/100 Only (Php1,702,634.22);**

WHEREAS, the project shall be on 85/15 scheme wherein the **eighty-five percent (85%)** cost of the project shall be charged to **DA-RFO 12 SOCSKSARGEN Food Security Program CY 2016 Fund** and the **fifteen percent (15%)** cost shall be the **Local Government Unit (LGU) of General Santos City's counterpart** as shown below:

DA-12 SOCSKSARGEN Food Security Program (85%)	: Php1,447,239.09
LGU General Santos City (15%)	: 255,395.13
<b>Total Approved Budget for the Contract (ABC)</b>	<b>: Php1,702,634.22</b>

WHEREAS, there were already **two (02) failures of bidding** for the project entitled "**Extension of Concreting of Purok 7 - Purok 15 FMR Phase III (with exemption) located in Brgy. Mabuhay, General Santos City**" per **Resolution No. 2017-0148** and **2017-0149** dated April 4, 2017 and July 7, 2017, respectively;

WHEREAS, Section 35.35.5, Rule X of RA 9184 states that, "*Should there occur a second failure of bidding, the Procuring Entity may resort to negotiated contract, as provided for in Section 53.1 of this IRR.*"

WHEREAS, the above-described project was published as **Negotiated Procurement under Two-Failed Biddings** in the Philippine Government Electronic Procurement System (PhilGEPS) last July 18, 2017.

WHEREAS, the Bids and Awards Committee (BAC) invited three (03) eligible bidders for the Negotiated Procurement of the above-described project, to wit:

1. Freden Construction in General Santos City;
2. FPI Construction and Supply in Isulan, Sultan Kudarat; and
3. Better Work Construction in Koronadal City.

WHEREAS, in the opening of sealed bids for Negotiated Procurement (two-failed biddings) conducted on August 2, 2017, 09:00 o'clock in the morning at DA-RFO 12 Conference Hall, Koronadal City, there was only one (01) bidder submitted its Request for Expression of Interest (REOI) and sealed bids; namely:

NAME OF BIDDERS	BID AMOUNT (submitted)	BID AMOUNT (calculated)	RANK
Freden Construction	P1,691,995.80	P1,691,995.80	SCB

WHEREAS, during Bid Evaluation Process, the BAC including its Technical Working Group (TWG) found out that the bid submitted by Freden Construction in the amount of **One Million Six Hundred Ninety-One Thousand Nine Hundred Ninety-Five Pesos and 80/100 Only (P1,691,995.80)** has met the minimum requirements and was determined as the **Single Calculated Bid**. Therefore, subjected for Post-Qualification:

WHEREAS, per post-qualification of all the submitted documents of **Freden Construction**, it was determined that the latter was technically, legally and financially eligible and its bid was declared as the **Single Calculated and Responsive Bid**.

WHEREAS, Section 36 (a), Rule X of RA 9184 states that "A single calculated/rated and responsive bid shall be considered for award if it falls under any of the following circumstances:

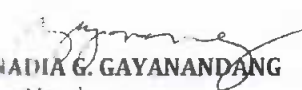
- a) *If after advertisement, only one prospective bidder submits an LOI and/or applies for eligibility check, in accordance with the provisions of this IRR, and it meets the eligibility requirements or criteria, after which it submits a bid which is found to be responsive to the bidding requirements, or Xxx"*

WHEREFORE, premises considered, be it RESOLVED as it is hereby RESOLVED to RECOMMEND as it is hereby RECOMMENDED to the Head of the Procuring Entity (HOPE) that the project entitled "Extension of Concreting of Purok 7 - Purok 15 FMR Phase III (with exemption) located in Bigy Mabuhay, General Santos City" in the amount of **One Million Six Hundred Ninety-One Thousand Nine Hundred Ninety-Five Pesos and 80/100 Only (P1,691,995.80)**, be negotiated to **Freden Construction** as the bidder who submitted the **Single Calculated and Responsive Bid**. Hence, a Notice to Award shall be served.

APPROVED:

  
JOHN B. PASCUAL, DVM  
Chairperson


LORNA P. VILBAR, PhD.  
Vice Chairperson

  
ENGR. NADIA G. GAYANANDANG  
Member

  
MARIA CECILIA E. FRANDO  
Member

  
JESSIE A. LUMBAO  
Member

Approved:

  
MILAGROS CAPAO-AN CASIS, CE  
Head of the Procuring Entity  
Regional Executive Director

Prepared by:

  
BERNANDO PACETE  
Head of Secretariat