



BAC Resolution No. 2020-0144
April 30, 2020
Series of 2020

RESOLUTION RECOMMENDING THE AWARD OF THE CONTRACT FOR THE PROCUREMENT OF PROJECT ENTITLED SUPPLY AND DELIVERY OF 5,526 HEAD MALLARD DUCKS THROUGH COMPETITIVE BIDDING WITH A BID PRICE OF TWO MILLION SEVENTY THOUSAND SIX HUNDRED FORTY-SEVEN PESOS AND 46/100 (PHP2,070,647.46).

WHEREAS, a public bidding was conducted on December 20, 2019, 9:00 o'clock in the morning at DA XII Conference Room, Koronadal City, South Cotabato, for the project entitled **Supply and Delivery of 5,526 head Mallard Ducks** under ITB Reference No. 6716494 with an Approved Budget for the Contract (ABC) of Two Million Seven Hundred Sixty-Three Thousand Pesos (Php2,763,000.00);

WHEREAS, there were five (5) bidders who expressed interest to participate and submit their sealed bids for the above-described project, to wit;

NAME OF BIDDERS	BID AMOUNT (Submitted)	BID AMOUNT (Calculated)	RANK
Agape Paradise Garden of Plants and Animals Co.	Php2,070,647.46	Php2,070,647.46	LCB-Rank 1
One Dragon Agri Marketing	Php2,199,348.00	Php2,199,348.00	Rank 2
JADECO Farms	Php2,486,700.00	Php2,483,660.70	Rank 3
KOMATIKU-MPC	Php2,707,740.00	Php2,734,817.40	Rank 4
Phoenix Larrrel Agriventures	Php2,762,447.40	Php2,762,447.40	Rank 5

WHEREAS, during the Bid Evaluation Process, the BAC including its Technical Working Group (TWG) found out that the bid submitted by **Agape Paradise Garden of Plants and Animals Co.** in the amount of **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** has met the minimum requirements and was determined as the **Lowest Calculated Bid**. Therefore, subject for Post-Qualification;

WHEREAS, after thorough deliberation of the Bids and Awards Committee based on the post-qualification reports of the Technical Working Group it was found out that the bid of **Agape Paradise Garden of Plants and Animals Co.** amounting to **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** was determined as the **Lowest Calculated Responsive Bid**;

WHEREAS, Section 34.4, Rule X of R.A. 9184 states that "Xxx. If the BAC determines that the bidder with the Lowest Calculated Bid/Highest Rated Bid passes all the criteria for post-qualification, it shall declare the said bid as the Lowest Calculated Responsive Bid/Highest Rated Responsive Bid, and recommend to the Head of the Procuring Entity the award of contract to the said bidder at its submitted bid price or its calculated bid price, whichever is lower or, in the case of quality-based evaluation procedure, submitted bid price or its negotiated price whichever is lower; Xxx."

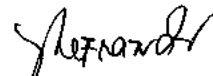


Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office No. XII
Prime Regional Government Center
Carpenter Hill, Koronadal City, South Cotabato
Bids and Awards Committee Office - Telefax No. (083) 228-3411

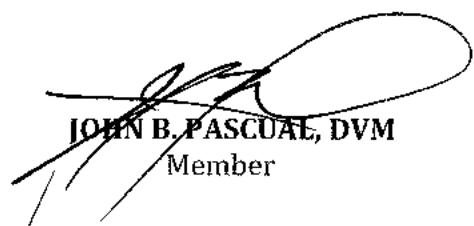
WHEREFORE, premises considered, be it **RESOLVED** to **RECOMMEND** to the Head of the Procuring Entity (HoPE) that the procurement of project entitled **Supply and Delivery of 5,526 head Mallard Ducks** in the amount of **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** be awarded to **Agape Paradise Garden of Plants and Animals Co.**

RECOMMENDED BY THE BIDS AND AWARDS COMMITTEE

ISAAC T. BANGCAYA
Chairperson



MARIA CECILIA E. FRANDO
Vice Chairperson


JOCELYN F. TORRES, Ph.D.
Member


JOHN B. PASCUAL, DVM
Member


CHITO L. DELA CRUZ
Member

Approved by the Head of the Procuring Entity:


ARLAN M. MANGELEN
Regional Executive Director



Resolution No. 2020-0145

May 26 2020

Series of 2020

RESOLUTION DECLARING THE WINNING BIDDER FOR THE PROCUREMENT OF THE PROJECT ENTITLED SUPPLY AND DELIVERY OF 5,526 HEAD MALLARD DUCKS THROUGH COMPETITIVE BIDDING WITH A BID PRICE OF TWO MILLION SEVENTY THOUSAND SIX HUNDRED FORTY-SEVEN PESOS AND 46/100 (PHP2,070,647.46).

WHEREAS, in the public bidding conducted on December 20, 2019, 9:00 o'clock in the morning at DA XII Conference Room, Koronadal City, South Cotabato, **AGAPE PARADISE GARDEN OF PLANTS AND ANIMALS CO.** submitted the **Lowest Calculated Responsive Bid** for the procurement of project entitled **Supply and Delivery of 5,526 head Mallard Ducks** in the amount of **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)**;

WHEREAS, per Resolution No. 2020-0144 dated April 30, 2020, it was recommended by the Bids and Awards Committee (BAC) and was approved by the Head of the Procuring Entity (HoPE) that the above project in the amount of **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** be awarded to **Agape Paradise Garden of Plants and Animals Co.** being the bidder who was determined to have submitted the **Lowest Calculated Responsive Bid**;

WHEREFORE, premises considered, it is hereby **RESOLVED** to **DECLARE** that **AGAPE PARADISE GARDEN OF PLANTS AND ANIMALS CO.** is the winning bidder for the procurement of project entitled **Supply and Delivery of 5,526 head Mallard Ducks** in the amount **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)**. Hence, a Notice of Award shall be served.

DECLARED BY THE BIDS AND AWARDS COMMITTEE

ISAAC T. BANGCAYA

Chairperson

MARIA CECILIA E. FRANDO

Vice Chairperson

JOCELYN F. TORRES, Ph.D.

Member

JOHN B. PASCUAL, DVM

Member

CHITO L. DELA CRUZ

Member

Approved by the Head of the Procuring Entity:

ARLAN M. MANGELEN
Regional Executive Director



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office No. XII
Prime Regional Government Center
Carpenter Hill, Koronadal City, South Cotabato
Bids and Awards Committee Office - Telefax No. (083) 228-3411.

NOTICE OF AWARD

GLENN A. SUAYBAGUIO
Authorized Representative
Agape Paradise Garden of Plant and Animals Co.
Brgy. A. Tumamak, Villaba
Leyte

Sir:

Please be informed that the project entitled **Supply and Delivery of 5,526 head Mallard Ducks** in the amount **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** with **ITB Reference No. 6716494** is being awarded to your firm as the bidder who submitted the **Lowest Calculated Responsive Bid**.

Thus, you are required to post your **Performance Security Bond** as provided under Section 39.2 of R.A. 9184 within ten (10) calendar days from receipt of this notice which shall be in an amount equal to a percentage of the total contract price in accordance with the following schedules:

Cash/Cashier's/Manager's check : 5% of (Php2,070,647.46)
(Php103,532.37)

or

Bank draft/guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank: : 5% of (Php2,070,647.46)
(Php103,532.37)

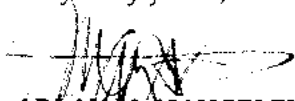
Provided, however, That it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank.

or

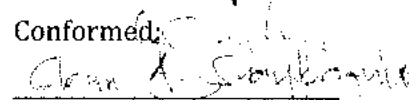
Surety Bond (Callable upon demand) : 30% of (Php2,070,647.46)
(Php621,194.24)

Done this 15 day of June 2020 at Koronadal City, Philippines.

Very truly yours,


ARLAN M. MANGELEN
Head of the Procuring Entity
Regional Executive Director

Conformed:


Print Name and Signature
Date 06/15/2020

Notice of Award for the Project Entitled Supply and Delivery of 5,526 head Mallard Ducks
Agape Paradise Garden of Plant and Animals Co. (SAAD 2020)
Php2,070,647.46

*A food-secure Philippines
with prosperous farmers and fisherfolk*



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
 Regional Field Office No. XII
 Prime Regional Government Center
 Carpenter Hill, Koronadal City, South Cotabato
 Bids and Awards Committee Office - Telefax No. (083) 228-3411

PURCHASE ORDER

Supplier: **AGAPE PARADISE GARDEN OF PLANTS AND ANIMALS CO.** P.O./L.O. No. : _____
 Address : **Brgy. A. Tumamak, Villaba, Leyte** Date : **JUL 13 2020**
 Mode of Procurement: **COMPETITIVE BIDDING**

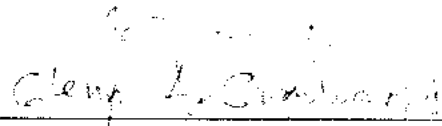
Gentlemen:
 Please Furnish this office the following articles subject to the terms and conditions contained herewith:

Place of Delivery: **Different Municipality of North Cotabato Province** Delivery Term: **60 Calendar Days after receipt of NTP**
 Date of Delivery: _____ Payment Term: _____


Item No.	Unit	Qty	Description	Unit Cost (₱)	Amount
1	head	5,526	Supply and Delivery of Mallard Ducks	₱374.71	₱2,070,647.46
<p>Specifications:</p> <ul style="list-style-type: none"> - 502 Drake (male) and 5,024 duck (female) - 5 - 6 years old - 1.5 - 1.8 kilograms - Ready-to-lay for female <p>Additional Requirements: Upon Delivery</p> <ul style="list-style-type: none"> - With Veterinary Health Certificate - With Laboratory Test Results: negative to Avian Influenza (AI) <p>Additional Condition:</p> <ul style="list-style-type: none"> - Replacement in case of downer/mortality within three (3) days after delivery <p>Delivery Sites: (North Cotabato Province)</p> <ul style="list-style-type: none"> - Municipality of Matalam : 100 drakes (male) & 1,000 ducks (female) - Municipality of Pres. Roxas : 100 drakes (male) & 1,000 ducks (female) - Municipality of Tulunan : 102 drakes (male) & 1,024 ducks (female) - Municipality of Makilala : 100 drakes (male) & 1,000 ducks (female) - Municipality of Kabacan : 100 drakes (male) & 1,000 ducks (female) <p>Delivery Period: 60 Calendar Days</p>					


(Total Amount in Words)	Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100	₱2,070,647.46
-------------------------	--	----------------------

In case of failure to make the full delivery within the time specified above, a penalty of at least one-tenth of one percent (0.001) of the cost of the unperformed portion for every day of delay shall be imposed.

Conforme:


 (Signature Over Printed Name)
 Date: _____

Very truly yours,

ARIAN M. MANGELEN
 Regional Executive Director

Funds Available:  MAY-ANN G. DALENGGA, CPA Accountant II/QIC-Regional Accountant	ALOBS No: _____ Amount
---	---------------------------





Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office No. XII
Prime Regional Government Center
Carpenter Hill, Koronadal City, South Cotabato
Bids and Awards Committee Office - Telefax No. (083) 223-3411

ITB Reference No. 6716494
Contract No. 2019-1533

CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This contract is made and entered this _____ day of _____ by and between:

The **DEPARTMENT OF AGRICULTURE, REGIONAL FIELD OFFICE XII**, with address at Regional Government Center, Carpenter Hill, Koronadal City, South Cotabato represented herein by, **ARLAN M. MANGELEN**, Regional Executive Director, hereinafter referred to as the **FIRST PARTY**;

-AND-

AGAPE PARADISE GARDEN OF PLANTS AND ANIMALS CO. with principal address at Brgy. A. Tumamak, Villaba, Leyte, represented by **GLENN A. SUAYBAGUIO**, Authorized Representative, hereinafter referred to as the **SECOND PARTY**;

WITNESSETH:

WHEREAS, the **First Party** has a procurement for the project entitled **Supply and Delivery of 5,526 head Mallard Ducks** with an Approved Budget for the Contract (ABC) of Two Million Seven Hundred Sixty-Three Thousand Pesos (Php2,763,000.00);

WHEREAS, a public bidding was conducted on December 20, 2019 with five (5) participating bidders to which project was awarded to **Agape Paradise Garden of Plants and Animals Co.** being the bidder who was determined to have submitted the Lowest Calculated Responsive Bid in the amount of **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)**;

WHEREAS, the **First Party** has accepted the bid of the **Second Party** in the amount of **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** which shall be completely delivered within **sixty (60) calendar days** upon receipt of the Notice to Proceed with the following specifications and delivery schedule, to wit:

Specifications:

- 502 Drake (male) and 5,024 duck (female)
- 5 - 6 years old
- 1.5 - 1.8 kilograms
- Ready-to-lay for female

Additional Requirements: Upon Delivery

- With Veterinary Health Certificate
- With Laboratory Test Results: negative to Avian Influenza (AI)





Additional Condition:

- Replacement in case of downer/mortality within three (3) days after delivery

Delivery Sites: (North Cotabato Province)

- Municipality of Matalam : 100 drakes (male) & 1,000 ducks (female)
- Municipality of Pres. Roxas : 100 drakes (male) & 1,000 ducks (female)
- Municipality of Tulunan : 102 drakes (male) & 1,024 ducks (female)
- Municipality of Makilala : 100 drakes (male) & 1,000 ducks (female)
- Municipality of Kabacan : 100 drakes (male) & 1,000 ducks (female)

Delivery Period: 60 Calendar Days

NOW THEREFORE, for and in consideration of the following premises, the parties hereto agreed as follows:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to;
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz;
 - a) The Supplier's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (e.g. bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;
 - b) Schedule of Requirements;
 - c) Technical Specifications;
 - d) General Conditions of Contract;
 - e) Special Conditions of Contract;
 - f) Performance Security;
 - g) Entity's Notice of Award;
 - h) Purchase Order; and
 - i) Notice To Proceed.
3. The **First Party** hereby covenants to pay the **Second Party** in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract'
4. In case the Second Party incurs delay in the delivery of items as herein stipulated, Rule XXII, Section 68 of the 2016 Revised Implementing Rules and Regulations of RA No. 9184 shall be applied, which partly states, "Xxx *The amount of the liquidated damages shall be at least equal to one tenth (1/10) of one percent (1%) of the cost of the unperformed portion for every day of delay. Xxx*";
5. Other provisions of RA No. 9184 and its IRR not stipulated in this contract shall form part of this agreement; and
6. This Agreement shall be valid and binding upon approval of both parties.





Republic of the Philippines
DEPARTMENT OF AGRICULTURE
 Regional Field Office No. XII
 Prime Regional Government Center
 Carpenter Hill, Koronadal City, South Cotabato
 Bids and Awards Committee Office - Telefax No. (083) 228-3411

IN WITNESS WHEREOF, the parties hereto set their respective signatures on the day written above.

**DEPARTMENT OF AGRICULTURE
 REGIONAL FIELD OFFICE XII**

**AGAPE PARADISE GARDEN OF
 PLANTS AND ANIMALS CO.**

First Party

Second Party

Represented By:

Represented By:

ARLAN M. MANGELEN
 Regional Executive Director

GLENN A. SUAYBAGUIO
 Authorized Representative

Reviewed and Witnessed by:

MAIMONA AMIL
 SAAD Focal Person

JAY ANN N. MIRANDA

OK as to Allocation of Funds:

Availability of Funds:

RUBYLYN J. CARDENAS
 Admin Assistant III
 OIC- Regional Budget Officer

MAY-ANN G. DALENGGA, CPA
 Accountant II
 OIC - Regional Accountant

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
 CITY OF KORONADAL) SS

Before me, a Notary Public for Koronadal City this _____ of _____ 2020, personally appeared the following persons:

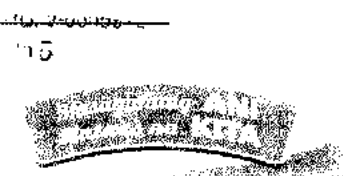
NAME	PROOF OF IDENTITY
1. ARLAN M. MANGELEN	<u>Driver's License: MO 1-94-042886</u>
2. GLENN A. SUAYBAGUIO	<u>DRIVER'S LICENSE: L02-19-00624</u>

Known to me to be the same persons who executed the foregoing instrument and acknowledged that the same is their voluntary act and deed.

This instrument consists of three (3) pages including this page in which this acknowledgement is written, and signed by the parties and their witnesses on each and every page.

WITNESS MY HAND AND SEAL.

Doc No. : 144
 Page No. : 29
 Book No. : 84
 Series of : 1010





Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office No. XII
Prime Regional Government Center
Carpenter Hill, Koronadal City, South Cotabato
Bids and Awards Committee Office - Telefax No. (083) 228-3411

NOTICE TO PROCEED

GLENN A. SUAYBAGUIO
Authorized Representative
Agape Paradise Garden of Plant and Animals Co.
Brgy. A. Tumamak, Villaba
Leyte

Sir:


Having entered into a contract with the Department of Agriculture, RFO 12, Koronadal City, please be advised that you may now proceed with the project **Supply and Delivery of 5,526 head Mallard Ducks** in the **Two Million Seventy Thousand Six Hundred Forty-Seven Pesos and 46/100 (Php2,070,647.46)** with **ITB Reference No. 6716494** subject to the terms and conditions of the contract agreement specifically the provision on "LIQUIDATED DAMAGES" (LD) as stipulated under RA 9184 with the following specifications and delivery schedule, to wit:

Specifications:

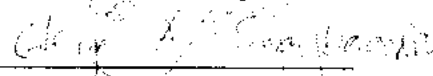
- 502 Drake (male) and 5,024 duck (female)
 - 5 - 6 years old
 - 1.5 - 1.8 kilograms
 - Ready-to-lay for female
 - Additional Requirements: Upon Delivery
 - With Veterinary Health Certificate
 - With Laboratory Test Results: negative to Avian Influenza (AI)
 - Additional Condition:
 - Replacement in case of downer/mortality within three (3) days after delivery
- Delivery Sites: (North Cotabato Province)
- Municipality of Matalam : 100 drakes (male) & 1,000 ducks (female)
 - Municipality of Pres. Roxas : 100 drakes (male) & 1,000 ducks (female)
 - Municipality of Tulunan : 102 drakes (male) & 1,024 ducks (female)
 - Municipality of Makilala : 100 drakes (male) & 1,000 ducks (female)
 - Municipality of Kabacan : 100 drakes (male) & 1,000 ducks (female)
- Delivery Period: 60 Calendar Days

Done this 20th day of July 2020 at Koronadal City, Philippines.

Very truly yours,


ARLAN M. MANGELEN
Head of the Procuring Entity
Regional Executive Director

Acknowledged Receipt:


Signature over Printed Name
Date 7/20/20

