



Republic of the Philippines  
**DEPARTMENT OF AGRICULTURE**  
Regional Field Office XII  
Regional Center, Brgy. Carpenter Hill  
Koronadal City  
Tel. No./Fax No. : 083-228-3411

Resolution No. 2016-0323  
AUG 31 2016  
Series of 2016

**RESOLUTION FOR NEGOTIATED CONTRACT BY AND BETWEEN THE DEPARTMENT OF AGRICULTURE - REGIONAL FIELD OFFICE NO. 12 AND ISULAN ECT CONSTRUCTION AND GENERAL MERCHANDISE, INC. FOR THE REHABILITATION/EXPANSION/ESTABLISHMENT OF 4 UNITS SEED BODEGA WITH THE BID PRICE OF PHP1,828,499.85.**

**ATTENDEES:**

- |                             |                         |
|-----------------------------|-------------------------|
| 1. LORNA P. VILBAR, PhD.    | - BAC Chairman          |
| 2. DANILO M. CENTILLAS      | - BAC Vice-Chairman     |
| 3. FE E. YBAÑEZ             | - BAC Member            |
| 4. ELIZABETH B. PUSTA       | - BAC Member            |
| 5. JOHN B. PASCUAL, DVM     | - BAC Member            |
| 6. ENGR. ERWIN A. ARGUELLES | - TWG Chairman          |
| 7. ENGR. CLAIRE J. RUDAS    | - TWG Vice-Chairman     |
| 8. ENGR. CAROLINA T. GAYAPA | - TWG Member            |
| 9. ENGR. MAYJAAN T. YUSOPH  | - TWG Member            |
| 10. MONINA M. SALENDAB      | - Head, BAC Secretariat |
| 11. JUANITO C. ALIMAO       | - BAC Secretariat       |
| 12. MAYANN I. SABUCIDO      | - BAC Secretariat       |
| 13. RAHIEMA B. BUISAN       | - BAC Secretariat       |
| 14. RANDOLF JOHN B. CHUNG   | - BAC Secretariat       |

**Whereas**, the Department of Agriculture - Regional Field Office No. 12, Koronadal City under the Agri-Pinoy Rice CY 2015 Fund has a project, i.e.; **Rehabilitation/Expansion/Establishment of 4 units Seed Bodega** with the Approved Budget for the Contract (ABC) of **One Million Eight Hundred Thirty Thousand Three Hundred Forty-Four Pesos and 71/100 Centavos (Php1,830,344.71)**;

**Whereas**, there were already **two (2) failures of bidding** for the said project per Resolution No. 2015-0436 and 2016-0012 dated December 28, 2015 and February 3, 2016, 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 procurement, as provided for in Section 53.1 of this IRR;*

**Whereas**, the said project was published as **Negotiated Procurement under Two-Failed Biddings** in the Philippine Government Electronic Procurement System (PhilGEPS) last April 23, 2016;

**Whereas**, the Bids and Awards Committee (BAC) invited three (3) eligible bidders for the Negotiated Procurement of the said project, namely:

1. Isulan ECT Construction and General Merchandise, Inc in Isulan, Sultan Kudarat;
2. Winch Mechanical Innovations and General Construction, Inc. in General Santos City; and
3. Better Work Construction in Koronadal City.

**Whereas**, in the opening of sealed bids for negotiated procurement conducted last May 5, 2016 - 10:00AM at DA-12 Conference Hall, Koronadal City, there was only one (1) bidder submitted its Request for Expression of Interest (REOI) and sealed bids, namely:

Name of Bidders	Bid Amount (as read)	Bid Amount (as calculated)
1. Isulan ECT Construction and General Merchandise, Inc.	Php1,828,499.85	Php1,828,588.87

**Whereas**, after the thorough deliberation of the Bids and Awards Committee (BAC) based on the evaluation and post-qualification reports of the Technical Working Group (TWG), it was found that **Isulan ECT Construction and General Merchandise, Inc.** met the minimum requirements of the Procuring Entity and was determined as the bidder who submitted 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"*

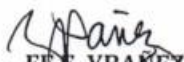
**Whereas**, Section 34, 34.4, Rule X of RA 9184 states that *"If the BAC determines that the bidder with the Lowest Calculated Bid/Highest Rated Bid passes all the criteria for post-qualification, it shall declare the said bid as the Lowest Calculated Responsive Bid/Highest Rated Responsive Bid, and 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, xxx**";*

**Whereas**, the bid amount (as read) offered by **Isulan ECT Construction and General Merchandise, Inc.** which is advantageous to the government is **One Million Eight Hundred Twenty-Eight Thousand Four Hundred Ninety-Nine Pesos and 85/100 Centavos (Php1,828,499.85)**;

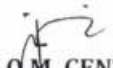
**WHEREFORE**, premises considered, it is hereby **RESOLVED** to recommend to the Head of the Procuring Entity (HOPE) that the **Rehabilitation/Expansion/Establishment of 4 units Seed Bodega** in the amount of **One Million Eight Hundred Twenty-Eight Thousand Four Hundred Ninety-Nine Pesos and 85/100 Centavos (Php1,828,499.85)** be negotiated to **Isulan ECT Construction and General Merchandise, Inc.** as the bidder who submitted the **Single Calculated and Responsive Bid**.

UNANIMOUSLY APPROVED:

  
**LORNA P. VILBAR, PhD**  
BAC Chairman


  
**FE E. YBAÑEZ**  
BAC Member

  
**JOHN B. PASCUAL, DVM**  
BAC Member

  
**DANILO M. CENTILLAS**  
BAC Vice-Chairman

  
**ELIZABETH B. PUSTA**  
BAC Member

Approved by:

  
**CARLENE C. COLLADO, CPA**  
OIC-Regional Executive Director