



Resolution No. 2015-317
OCTOBER 30, 2015
 Series of 2015

RESOLUTION FOR NEGOTIATED CONTRACT BY AND BETWEEN THE DEPARTMENT OF AGRICULTURE REGIONAL FIELD OFFICE XII AND AGRI COMPONENT CORPORATION FOR THE SUPPLY AND DELIVERY OF 8 UNITS MULTI-CROP SHELTER WITH THE BID PRICE OF PHP1,394,400.00.

ATTENDEES:

- | | | |
|-----------------------------|---|-----------------------|
| 1. JIMMY M. OLIVO, PhD. | - | BAC Chairman |
| 2. CARLENE C. COLLADO, CPA. | - | BAC Vice-Chairman |
| 3. JOHN B. PASCUAL, DVM | - | BAC Member |
| 4. RAKMA B. BUISAN | - | BAC Member |
| 5. ELIZABETH B. PUSTA | - | BAC Member |
| 6. ENGR. CAROLINA T. GAYAPA | - | TWG Chairman |
| 7. ENGR. ERWIN A. ARGUELLES | - | TWG Vice-Chairman |
| 8. ENGR. JOCELYN F. TORRES | - | TWG Member |
| 9. ENGR. CLAIRE J. RUDAS | - | TWG Member |
| 10. MONINA M. SALENDAB | - | Head, BAC Secretariat |
| 11. JUANITO C. ALIMAO, JR. | - | BAC Secretariat |
| 12. MAYANN I. SABUCIDO | - | BAC Secretariat |
| 13. RANDOLF JOHN B. CHUNG | - | BAC Secretariat |

Whereas, the Department of Agriculture, Regional Field Office 12 under the Agri-Pinoy Corn Program CY 2014 Fund has a project, i.e., **Supply and delivery of 8 units Multi-Crop Shelter** with the **Approved Budget for the Contract (ABC) of One Million Four Hundred Thousand Pesos (Php1,400,000.00)**;

Whereas, there were already **two (02) failures of bidding** for the said project per **Resolution No. ~~2015-315~~ and ~~2015-316~~** dated ~~MAY 04 2015~~ and ~~JUN 03 2015~~ respectively;

Whereas, per 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 said project was published as **Negotiated Procurement under Two-Failed Biddings** in the Philippine Government Electronic Procurement System (PhilGEPS) last July 30, 2015;

Whereas, the Bids and Awards Committee (BAC) invited three (03) eligible bidders for the Negotiated Procurement of the said project, namely:

1. Winch Mechanical Innovations and General Construction, Inc. in General Santos City;
2. Agri Component Corporation in Quezon City; and
3. Fortunetract Agro-Sales, Inc. in Davao City.

Whereas, in the opening of sealed bids for negotiated procurement conducted last August 17, 2015 - 10:00AM at the DA-RFO 12 Conference Room, Koronadal City, there were two (02) bidder submitted its Request for Expression of Interest (REOI) and sealed bids, namely:

<u>Name of Bidders</u>	<u>Bid Amount submitted</u>	<u>Bid Amount calculated</u>
1. Winch Mechanical Innovations & General Construction, Inc.	Php1,241,632.00	Php1,341,632.00
2. Agri Component Corporation	Php1,394,400.00	Php1,394,400.00

Whereas, based on the bid evaluation report of the Bids and Awards Committee (BAC) through its Technical Working Group (TWG), it was found out that Winch Mechanical Innovations and General Construction, Inc. submitted the Lowest Calculated Bid (LCB);

Whereas, during the post-qualification process it was found out that Winch Mechanical Innovations and General Construction, Inc. was **post-disqualified** due to the following reasons, to wit:

Requirements of the Procuring Entity	Findings
The Specification should be AMTEC tested.	The offered specification has no AMTEC test result.

Whereas, a Notice of Post-Disqualification to Winch Mechanical Innovations and General Construction, Inc. was issued last October 6, 2015, but the BAC did not receive any reply thereto;

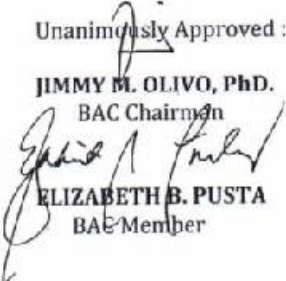
Whereas, Section 34.6, Rule X of RA 9184 states that, *"Immediately after the BAC has notified the said bidder of its post-disqualification, and notwithstanding any pending request for reconsideration, thereof, the BAC shall initiate and complete the same post-qualification process on the bidder with the second Lowest Calculated Bid/Highest Rated Bid. If the bidder passes the post-qualification, and provided that the request for reconsideration of the first bidder has been denied, the second bidder shall be post-qualified as the bidder with the Lowest Calculated Responsive Bid/Highest Rated Responsive Bid."*;

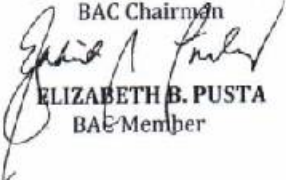
Whereas, the BAC through its TWG initiated and completed the same post-qualification process to the second Lowest Calculated Bid which is **Agri Component Corporation**;


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 **Agri Component Corporation** met the minimum requirements of the Procuring Entity and was determined as the bidder who submitted the **Single Calculated and Responsive Bid**;

WHEREFORE, premises considered, it is hereby **RESOLVED** to recommend to the Head of the Procuring Entity (HOPE) that the **Supply and delivery of Various Office Equipment** in the amount of **Six Hundred Seventy-Six Thousand Five Hundred Sixty Pesos (Php676,560.00)** be negotiated to **Printcomp Marketing** as the bidder who submitted the **Single Calculated and Responsive Bid**.

Unanimously Approved:


JIMMY M. OLIVO, PhD.
 BAC Chairman


ELIZABETH B. PUSTA
 BAC Member

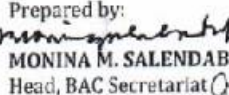

CARLENE C. COLLADO, CPA.
 BAC Vice-Chairman


RAKMA B. BUISAN
 BAC Member


JOHN B. PASCUAL, DVM.
 BAC Member

Approved:

AMALIA J. DATUKAN, MBA.
 Regional Executive Director

Prepared by:

MONINA M. SALENDAB
 Head, BAC Secretariat