

**BIDS AND AWARDS COMMITTEE (BAC)  
Resolution No. 21-02-023****RECOMMENDING THE USE OF NEGOTIATED PROCUREMENT THROUGH  
EMERGENCY CASES AND AWARD OF CONTRACT FOR THE SUPPLY AND  
DELIVERY OF MATERIALS INCLUDING REPAIR AND REWIRING OF  
ELECTRICAL MAIN FEEDER LINE OF MAGILIW BUILDING  
(PR No. 01-20001-PR-2021-02-00035)**

**WHEREAS**, the Department of Social Welfare and Development (DSWD) through the Administrative Service-Buildings and Grounds Management Division (AS-BGMD) requested an emergency procurement for the Supply and Delivery of Materials Including Repair and Rewiring of Electrical Main Feeder Line of Magiliw Building under Purchase Request (PR) No. 01-20001-PR-2021-02-00035 with an Approved Budget for the Contract amounting to **Four Million Seven Hundred Ninety-Three Thousand Forty-One Pesos and Thirty-One Centavos (PhP4,793,041.31)**. Copies of the **PR, Request for Pre-Repair Inspection, Program of Works, Summary of Project Cost, Bill of Quantities, and Drawing/Lay-out** are hereto attached, marked as **Annexes “A”, “B”, “C”, “D”, “E”, and “F”** respectively, and are made integral parts hereof;

**WHEREAS**, the Administrative Service, through Officer-in-Charge Monette B. Cadiang, submitted a justification for the immediate repair and replacement of the main electrical wires of Magiliw Building due to fluctuation up to temporary loss of power supply that affects the usual operations of offices and hamper the Department’s business and activities. To prevent further damage and cause the stoppage of operation of the respective offices affected by electrical shortage, the AS BGMD justified to resort on the use of Negotiated Procurement-Emergency Cases under Section 53.2 of the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA 9184). A copy of the **Justification** is hereto attached, marked as **Annex “G”**, and made an integral part hereof;

**WHEREAS**, Section 53.2 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA No. 9184) otherwise known as the Government Procurement Reform Act, allows the use of Negotiated Procurement-Emergency Cases whereby the Procuring Entity can directly negotiate a contract with a technically, legally and financially capable supplier. Negotiated Procurement-Emergency Cases may be resorted on the following instances;

- i. In case of imminent danger to life or property during a state of calamity, or*
- ii. When time is of the essence arising from natural or man-made calamities or*
- iii. **Other causes where immediate action is necessary:***



- a) To prevent damage to or loss of life or property, or
- b) *To restore vital public services, infrastructure facilities and other public utilities.*

**WHEREAS**, considering the urgency of the aforesaid request the PMS-PPMD, immediately prepared a Request for Quotation (RFQ) No. 20-0063 NP-Emergency Cases and sent to the following prospective contractor's/service provider's:

1. Sonic Electrical Lighting and Electrical Systems, Inc.;
2. 3 A's Builders Co., Inc.;
3. ARDC Construction and Supplies;
4. S. L. Development Construction;
5. KEMPAL Construction and Supply Corp.;
6. PHESCO, Inc.;
7. Advance Engineering Corp.;
8. Mecel Construction and Electrical, Inc.;
9. OLPS Construction and Trading;
10. C.E. Mercado Construction.

Copies of the **RFQ, Proof of Invitation** and **Endorsement Memorandum from PPMD** are hereto attached, marked as **Annexes "H", "I" and "J"**, respectively, and are made integral parts hereof;

**WHEREAS**, in response to the RFQ, the following contractor's/service provider's submitted its price quotations within the specified deadline of submission which was not later than 12:00 noon of 16 February 2021.

1. OLPS Construction and Trading; and
2. C.E. Mercado Construction;

Copies of the **Price Quotations** are hereto attached, marked as **Annexes "K" and "L"**, respectively, and are made integral parts hereof;

**WHEREAS**, on 16 February 2021, the BAC created a TWG, pursuant to Section 12 of the IRR of RA 9184, who will conduct the evaluation of quotations received. A copy of the **Memorandum creating the TWG** is hereto attached, marked as **Annex "M"**, and made an integral part hereof;

**WHEREAS**, on 16 February 2021, the BAC through its Secretariat received the TWG narrative evaluation report with the following findings:

<b>CONTRACTOR'S / SERVICE PROVIDERS</b>	<b>PRICE QUOTATION</b> <i>(in Phil. Peso inclusive of Applicable Taxes)</i>	<b>EVALUATION AS TO SPECIFICATIONS</b>	<b>REMARKS/ FINDINGS</b>
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NAME	Quantity	Total Cost		
OLPS Construction and Trading	1 lot	4,629,142.87 (within the ABC)	COMPLIANT	Lowest Calculated and Responsive Quotation
C.E. Mercado Construction	1 lot	4,663,333.50 (within the ABC)	COMPLIANT	2 <sup>nd</sup>

A copy of the **TWG Evaluation Report** is hereto attached, marked as **Annex "N"**, and made an integral part hereof;

**NOW, THEREFORE**, in view of the foregoing and on the basis of the documents presented, we, the members of the Bids and Awards Committee resolves, as it is hereby resolved, to recommend the following:

1. Use of **Negotiated Procurement - Emergency Cases** for the Supply and Delivery of Materials Including Repair and Rewiring of Electrical Main Feeder Line of Magiliw Building, pursuant to **Section 53.2** of the 2016 revised IRR of RA 9184; and
2. Award of contract to OLPS Construction and Trading being the technically, legally and financially capable contractor/service provider, having the Lowest Calculated and Responsive Quotation with a total contract price amounting to **Four Million Six Hundred Twenty-Nine Thousand One Hundred Forty-Two Pesos and Eighty-Seven Centavos (PhP4,629,142.87)**, inclusive of all applicable taxes.

**RESOLVED**, this 17<sup>th</sup> day of **February 2021** at Quezon City, Philippines.

**ATTY. SITTIE RAIFAH M. PAMALOY-HASSAN**  
*Officer-in-Charge, Legal Service*  
Regular Member

**ON OFFICIAL BUSINESS/TRAVEL**  
**ATTY. MARIA CASSANDRA M. URBIZONDO**  
*Attorney V, Legal Service*  
Alternate Regular Member


**ON OFFICIAL BUSINESS/TRAVEL**  
**ERNESTINA Z. SOLLOSO**  
*Deputy Program Manager, Pantawid Pamilyang Pilipino Program*  
Regular Member

**FELIX M. ARMEÑA**  
*Information Technology Officer III, Information and Communication Technology Management Service*  
Alternate Regular Member

  
**MARK ALLAN JAY G. YAMBAO<sup>1</sup>**  
*Undersecretary for Special Projects*  
Regular Member

**ON OFFICIAL BUSINESS/TRAVEL**  
**EMMANUEL P. PRIVADO**  
*Director IV, National Resource and  
Logistics Management Bureau*  
Alternate Regular Member

  
**RENE GLEN O. PAJE**  
*Undersecretary for Inclusive and  
Sustainable Peace*  
Chairperson

  
**MONETTE B. CADIANG**  
*Officer-in-Charge, Administrative Service  
(per Special Order No. 134 series of  
2021 - Amendment to Special Order No.  
26 series of 2021)*  
Provisional Member

Approved      ( ) Disapproved

  
**JOSE ERNESTO B. GAVIOLA**  
*Undersecretary for General Administration and Support Service Group  
(per Special Order No. 3242 Series of 2019)*

FEB 19 2021

<sup>1</sup> Designated as Vice-Chairperson in the absence of the Chairperson