

BIDS AND AWARDS COMMITTEE (BAC)

*Excerpt from the minutes of the Bids and Awards Committee Meeting
Held at MNWD Multi-Purpose Hall on November 5, 2020*

RESOLUTION NO. 43

Series of 2020

BAC RESOLUTION DECLARING FIRST FAILURE OF BIDDING FOR THE PROJECT GOODS 2020-005: SUPPLY AND DELIVERY OF VARIOUS EQUIPMENT (BRAND NEW) FOR LEAK REPAIRS AND SUBSEQUENTLY RESCHEDULED A REBIDDING FOR THE SAME AND RECOMMENDING APPROVAL BY THE HEAD OF PROCURING ENTITY (HOPE)

WHEREAS, the Metropolitan Naga Water District (MNWD) Bids and Awards Committee (BAC) through its Secretariat posted the Invitation to Bid (ITB) for the project Supply and Delivery of Various Equipment (Brand New) for Leak Repairs (GOODS 2020-005) in the Philippine Government Electronic Procurement System (PhilGEPS), MNWD website and MNWD Bulletin Board starting October 15 to November 3, 2020 with an Approved Budget for the Contract (ABC) of **ONE MILLION EIGHTEEN THOUSAND SIX HUNDRED PESOS (PHP 1,018,600.00)** and the Delivery of the Goods is required within sixty (60) Calendar Days. A Pre-Bid Conference was conducted last October 22, 2020;

WHEREAS, on the deadline for the submission of bid on November 3, 2020 1:30 PM, only one prospective bidder has submitted its bid proposal as can be clearly gleaned at the record book (logbook) of the BAC Secretariat, namely **IVANKA TRADING**;

WHEREAS, during the opening on November 3, 2020 of the sealed envelope containing the Technical Documents among others, the BAC duly noted that the required **"Warranty Certificate and Certification on Services for Tools with Factory/Manufacturer's Defect"** were missing;

WHEREAS, upon due deliberation, the BAC outright declared the bid of IVANKA TRADING as "failed", in accordance with the provision stated under Section 30.2 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act 9184, to wit:

"Section 30.2. xxx In case any of the requirements in the second envelope of a particular bid is missing, incomplete or patently insufficient, and/or if the submitted total bid price exceeds the ABC, the BAC shall rate the bid concerned as "failed." Only bids that are determined to contain all the bid requirements for both components shall be rated "passed" and shall immediately be considered for evaluation and comparison."

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"Water is life, save it."

[Handwritten signature]

WHEREAS, notwithstanding the outright declaration of ineligibility of the above said bidder, the BAC, in accordance with RA 9184 and its 2016 Revised IRR, has given the said bidder three (3) calendar days within which to file a written request for reconsideration before the BAC;

WHEREAS, on the same date, IVANKA TRADING thru its General Manager, Mr. John Mendoza Y. Ang, submitted their letter for reconsideration stating their apology for overlooking to include in their submitted bid the aforementioned required documents;

WHEREAS, last November 5, 2020, the BAC on its special meeting, convened and deliberated the request of IVANKA TRADING;

WHEREAS, upon diligent review and deliberation, the BAC unanimously decided to deny the motion for reconsideration of IVANKA TRADING, anchoring on the grounds as explicitly provided under Section 30.2 of Republic Act 9184 and its 2016 Revised IRR;

WHEREFORE, on motion made by Mr. Arturo M. Marco, BAC Regular Member, and duly seconded by Engr. Noel A. Martinez Jr., BAC Vice-Chairperson, the BAC declared the First Failure of Bidding for the project Supply and Delivery of Various Equipment (Brand New) for Leak Repairs (GOODS 2020-005) and subsequently rescheduled a re-bidding for the same;

NOW THEREFORE, we, the Members of the Bids and Award Committee, hereby **RESOLVE**, as it is hereby **RESOLVED**:

1. To declare the First Failure of Bidding for the project Supply and Delivery of Various Equipment (Brand New) for Leak Repairs (GOODS 2020-005) and subsequently rescheduled a re-bidding for the same;
2. To recommend for the approval by the Head of the Procuring Entity (HOPE)/Chairman of the Board of Directors of MNWD the foregoing findings.

RESOLVED at the MNWD Multi-Purpose Hall, this 5th day of November, 2020.


JON LOUIE A. SANCHEZ
BAC Chairperson


NOEL A. MARTINEZ, JR.
BAC Vice-Chairperson

(037)
SONJUN O. MILLARES
BAC Regular Member

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BAC Regular Member


BERNARDO C. FRANCISCO, JR.
Provisional Member

APPROVED BY:


MR. JORGE T. PALMA
Head of Procuring Entity (HOPE)/
Chairman, Board of Directors
Date: 11/16/2020

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