



REPUBLIC OF THE PHILIPPINES

DEPARTMENT OF AGRARIAN REFORM

Tunay na Pagbabago sa Repormang Agraryo

BIDS & AWARDS COMMITTEE-PRIMARY

BAC Resolution No. 33 Series of 2021

RESOLUTION RECOMMENDING THE AWARD OF CONTRACT FOR THE SUPPLY, DELIVERY AND INSTALLATION OF MODULAR OFFICE PARTITIONS AND FURNITURE FOR THE OFFICE OF THE PLANNING SERVICE TO RALB CONSTRUCTION: PBD-21-09

WHEREAS, the Department of Agrarian Reform under the General Appropriations Act (GAA) for 2020 continuing funds intends to apply the sum of Philippine Pesos One Million Nine Hundred Thirty Seven Thousand and Forty Six only (₱1,937,046.00), inclusive of taxes being the Approved Budget for the Contract (ABC), for the Supply, Delivery and Installation of Modular Office Partitions and Furniture for the Office of the Planning Service (refer to Annex "A" copy of approved Project Proposal);

WHEREAS, on November 3, 2021, the Department of Agrarian Reform-Bids and Awards Committee-Primary (DAR-BAC Primary) conducted a pre-procurement conference for the said project and the procurement opportunity was approved by DAR-BAC Primary for posting after determining that it is included in the Annual Procurement Plan (APP). The basis for the Approved Budget for the Contract (ABC) was done through a market survey and the terms and conditions and technical specifications to be incorporated in the Philippine Bidding Documents were all submitted by the end-user;

WHEREAS, on November 4, 2021, the Department of Agrarian Reform-Bids and Awards Committee-Primary (DAR-BAC Primary) posted the Invitation to Bid (ITB) in the DAR website, DAR bulletin board, and the Philippine Government Electronic Procurement System (PhilGEPs) website with reference number 8150585,(refer to Annex "B" copy of PhilGEPs posting);

WHEREAS, on November 13, 2021, eight (8) prospective bidders, namely: 1) Asahi Design Center Inc., 2) A & Ai Design Office Furniture, 3) ACMI Office Systems Phils., Inc., 4) Design Excellence Home & Office System Co.,5) Diamond Interior Int'l. Corp, 6) Filcrafters, Incorporated, 7) Peniton Trading, and 8) Progress Home & Office Furnishings, attended the online pre-bidding conference conducted by the BAC-Primary thru the MS Teams;

WHEREAS, as a result of the pre-bidding conference, Supplemental Bid Bulletin (SBB) No. 1 was issued on November 18, 2021 to provide clarifications on the queries raised by interested bidders, (refer to Annex "C" copy of SBB No. 1);

WHEREAS, of the eight (8) prospective bidders who attended the pre-bidding conference, four (4) acquired the bidding documents and paid the bidding documents fee, namely: 1) A & Ai Design Office Furniture, 2) Design Excellence Home & Office System Co., 3) Filcrafters, Incorporated, and 4) Peniton Trading. In addition, while RALB Construction failed to attend the pre-bidding conference still it acquired and paid the bidding documents fee and submitted bids within the scheduled deadline;

WHEREAS, on November 25, 2021, the deadline of submission of bids, the five (5) bidders who purchased the bidding documents submitted their bid proposals. However, the bid of Filcrafters, Incorporated was disqualified because it failed to submit the required swatches of the materials to be used to support its statement of compliance with the technical specifications as required in the bidding documents and reiterated in SBB No. 1 (refer to Annex "D" Abstract of Bids). Said bidder did not file any motion for reconsideration:

Name of Bidder	Eligibility	Technical Envelope	Rating	Financial Bid (Php)	Remarks
Peniton Trading	Passed	Passed	Passed	1,699,000.00	LCB
RALB Construction	Passed	Passed	Passed	1,757,510.00	2nd LCB
A & Ai Design Office Fur	Passed	Passed	Passed	1,855,720.00	3rd LCB
Design Excellence	Passed	Passed	Passed	1,898,900.00	4th LCB
Filcrafters, Inc.	Passed	Failed*	Failed	Not opened	DQ

**did not submit swatches/samples of materials required*

WHEREAS, on November 29, 2021, the TWG conducted the detailed technical evaluation of the LCB and reported to the BAC-Primary on December 1, 2021 that the bid submission of Peniton Trading is in order, however, it did not comply with the charcoal gray color of the mock-up sample of the modular partition as required. Hence, the PBAC directed the Secretariat to send a notice of disqualification to the said bidder and proceed with the detailed evaluation of the 2nd LCB (refer to Annex "E" Detailed Bid Evaluation Report of the LCB and Annex E.1 Notice of Disqualification of the LCB);

WHEREAS, on December 2, 2021, the disqualified LCB filed a motion for reconsideration which was deliberated upon by the PBAC in its meeting on December 7, 2021 and resolved to deny the motion for lack of merit, (refer to Annex "F" copy of motion for reconsideration and Annex "F.1" PBAC's denial of the MR);

WHEREAS, on December 7, 2021, the TWG reported the result of the detailed technical evaluation of the 2nd LCB which passed all the requirements of the bidding documents including the samples and recommended the conduct of post-qualification, (refer to Annex "G" Detailed Bid Evaluation Report of the 2nd LCB and Annex "G.1" Notice of Post-qualification to RALB Construction);

WHEREAS, on December 10, 2021, the TWG conducted the post-qualification evaluation of the 2nd LCB and reported to the BAC-Primary on December 14, 2021 that said bidder is responsive to the requirements of the bidding documents as per the post-qualification evaluation report, however, inasmuch as the 7-calendar day period allowed for the filing of protest by the LCB has not lapsed, the resolution for award of contract will be taken up in the next BAC-Primary meeting (refer to Annex "H" for the post-qualification evaluation report of the 2nd LCB);

WHEREAS, on December 17, 2021, during the BAC-Primary meeting, the Secretariat reported that upon confirmation from the offices of the Head of the Procuring Entity (HOPE), the BAC-Primary Chairman and the BAC Secretariat, the disqualified LCB did not file a protest on the denial of its MR;

NOW THEREFORE, premises considered, the BAC-Primary resolved to recommend to the HOPE the award of contract to the 2nd Lowest Calculated Bidder (LCB) who was declared the Lowest Calculated and Responsive Bidder (LCRB) for the

of the Planning Service in the total amount of **Philippine Pesos One Million Seven Hundred Fifty Seven Thousand Five Hundred Ten only (PhP1,757,510.00)**, inclusive of all applicable taxes.

Done this 17th day of December 2021 at the DAR Central Office, Diliman, Quezon City.

NESTOR C. BAYONETO

Director, MISS

Provisional Member for Goods and Services, BAC-Primary

ALEXANDER ALIMMUDIN J. ALI

OIC-Director-IV, Administrative Service
Regular Member, BAC-Primary

ATTY. JAZON E. COLLADO

OIC-Director, Clientele Relations Service
Regular Member, BAC-Primary

ATTY. ROLAND C. MANALAYSAY

Executive Director, DARAB Secretariat
Regular Member, BAC-Primary

ATTY. MILAGROS ISABEL A. CRISTOBAL

Assistant Secretary, Support Services Office
Vice-Chairperson, BAC-Primary

ATTY. JIM G. COLETO

Board Member III, DARAB
Chairperson, BAC-Primary

Approved by:

ATTY. LUCIUS JUN-JUN G. MALST

OIC-Office of the Undersecretary, FMA
Head of the Procuring Entity