

Bids and Awards Committee (BAC) Resolution

**Resorting to Alternative Method of Procurement through Direct Contracting
and Recommending Approval**

Resolution No. 2019-052

WHEREAS, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA) through the Engineering and Technical Services Division (ETSD) requested herein the following items indicated hereunder with their Approved Budget for the Contract (ABC) under **Purchase Request No. 2019-08-0620** to wit;

PARTICULARS	ABC
VAISALA# LM21 Luminance Meter	Php1,140,000.00

WHEREAS, by virtue of its mandate and functions provided for under the procurement law including its revised implementing rules and regulations (IRR), the PAGASA-BAC carefully examined and scrutinized the purpose, nature and scope of services of the instant Project upon receipt of the end-user unit's proposal thereto;

WHEREAS, after a careful examination, evaluation and scrutiny of the above Project proposal, the PAGASA-BAC determined that the Project requirements and the scope of services required therein, including the determination of the Approved Budget for the Contract are in order;

WHEREAS, for and in consideration the acquisition of VAISALA LM21 for the replacement of the broken luminance background sensor that used to gather data on Runway Visual Range(RVR) visibility and to provide complete aeronautical data to the Civil Aviation Authority of the Philippines (CAAP) installed in Cebu International Airport.

WHEREAS, the PAGASA-BAC determined based on records that the Agency had an existing contract of similar nature with **Domestic Trading Corporation** covering the agency's various Automatic Weather Stations. Furthermore, to avoid modifications of the design of the existing satellite communication network. Thus, PAGASA-BAC finds merit and legal basis to recommend the resort to alternative method of procurement through Direct Contracting under Section 50 of the revised IRR (R.A. 9184).

NOW, THEREFORE, for and consideration of the foregoing, We the Members of the PAGASA Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED**:

- a) To **RECOMMEND**, the resort to **Alternative Mode of Procurement through Direct Contracting** be undertaken in the conduct of the procurement of the above-described Project pursuant to **Section 50 (c) of the Revised IRR of R.A. 9184**; and,
- b) To **RECOMMEND**, further, that, **Domestic Trading Corporation** be considered and directly invited to bid for the project; and,
- c) To **RECOMMEND**, finally, for the approval of the foregoing findings and recommendations.

RESOLVED, this **14th day of August 2019** at the ODA, A&ES Conference Room, 4th Floor, PAGASA Main Building, Science Garden Complex, BIR Road, Diliman, Quezon City.


EDWIN F. MANRESA
Interim Member/End-user

JOEL C. RIVERA
Member


(on leave)
CESAR A. RAMOS
Member


JESSIE B. ARCE
2ND Vice-Chairperson


EDNA L. JUANILLO
1st Vice-Chairperson


CATALINO L. DAVIS
Chairperson

APPROVED/DISAPPROVED:


VICENTE B. MALANO, Ph.D.
Administrator

Approved on _____



Republic of Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY
Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)

NOTICE OF AWARD

DOMESTIC TRADING CORPORATION

Acero Building 891 E. Delos Santos Avenue, Quezon City
Tel.No. (02) 411-03-60 to 64 / Fax: (02) 924-20-94/ (02) 924-22-30

Thru: MR. EMMANUEL A. ACERO
President

Sir/Madame:

We are pleased to notify you that the PAGASA Management has approved the award to your firm the contract for the **"VAISALA #LM21 LUMINANCE METER (PR No. 2018-08-0620)** in the total calculated amount of **ONE MILLION ONE HUNDRED FORTY THOUSAND PESOS (Php1,140,000.00) ONLY.**

You are therefore requested to accept and conform to this award by affixing your signature hereunder and provide within **ten (10) calendar days**, from receipt hereof, the requisite performance security in any of the following forms:

Form of Performance Security	AMOUNT (Equal to Percentage of the Total Contract Price)	
<ul style="list-style-type: none">Cash or Cashier's/Manager's check, Bank Draft/Guarantee confirmed by a Universal or Commercial Bank.	5%	Php57,000.00
<ul style="list-style-type: none">Irrevocable letter of credit issued by a Universal or Commercial Bank.		
<ul style="list-style-type: none">Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security.	30%	Php342,000.00

Failure to provide the performance security shall constitute sufficient ground for cancellation of the award and forfeiture of the bid security.

Very truly yours,


VICENTE B. MALANO, Ph.D.
Administrator 

Conforme:



Leny B. Pizarra

Date: 11/12/19

"tracking the sky...helping the country"

Science Garden Compound, BIR Road, Brgy. Central, Quezon City,
Metro Manila, Philippines 1100

Tel. No. (02) 284-08-00
Website: <http://bagong.pagasa.dost.gov.ph>



BIDS AND AWARDS COMMITTEE (BAC)

**Resolution Recommending Acceptance of Lowest Price Quotation;
and Recommending Award**

Resolution No. 2019-077

WHEREAS, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA), through the PAGASA Bids and Awards Committee, by virtue of **BAC Resolution No. 2019-052, series of 2019**, posted the **Notice to Bidders (NTB) on 09 October 2019** at the PAGASA Website, the G-EPS and PAGASA Bulletin Board, notifying all interested bidders of the Agency's resort to Alternative Method of Procurement through Direct Contracting under Rule XVI, Section 50 of the Revised IRR of R.A 9184 for the procurement of the following goods and services with their corresponding Approved Budget for the Contract (ABC), to wit:

PARTICULARS	ABC	Reference
VAISALA #LM21 Luminance Meter	Php1,140,000.00	PR No.2019-08-0620

WHEREAS, the **Domestic Trading Corporation**, a corporation duly established under the laws of Philippines and determined by the Committee as the duly authorized supplier and distributor of the above-mentioned project, has been duly invited to participate in the procurement process thereof and submit its lowest price quotation in connection with the aforementioned Project;

WHEREAS, in response to said invitation, Domestic Trading Corporation, accepted the invitation and on 30 October 2019, the schedule for the submission of the tender documents for the Project, timely submitted its price quotations and other pertinent documents in accordance with the specific requirements of the Project; and the same was accepted by the PAGASA Bids and Awards Committee, having complied with the preliminary evaluation of bids. Its price quotation for the implementation of the Project is summarized as follows:

Name of Bidder	Price Quotation (As "Read")
Domestic Trading Corporation	Php1,140,000.00

WHEREAS, the report on the detailed evaluation of bids conducted by the TWG resulted in the following:

Name of Bidder	Price Quotation (As "Calculated")
Domestic Trading Corporation	Php1,140,000.00

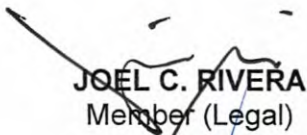
WHEREAS, upon careful examination, validation and verification of Domestic Trading Corporation tender documents, including the evaluation report submitted by the TWG, the Committee has determined that, Domestic Trading Corporation has complied with all the criteria for post-qualification and was responsive on all requirements and conditions specified in the Bidding Documents. Hence, it was moved and duly concurrent by the BAC Members that Domestic Trading Corporation lowest price quotation be accepted accordingly, thereby, recommending that award of the contract to Domestic Trading Corporation for the implementation of the above Project.

NOW, THEREFORE, for and consideration of the foregoing, we the Members of the Bids and Awards Committee, here **RESOLVE** as it is hereby **RESOLVED**:

- a) to **RECOMMEND**, the acceptance of Domestic Trading Corporation Lowest Price Quotation for the Project entitled: " VAISALA #LM21 Luminance Meter " in the **total calculated amount of One Million One Hundred Forty Thousand Pesos Only (Php1,140,000.00)**;
- b) to **RECOMMEND**, award of contract to Domestic Trading Corporation;
- c) to **RECOMMEND**, finally the **APPROVAL** of the foregoing findings and recommendations.

RESOLVED this 30th day of October 2019 at the Amihan Conference Room, 2nd Floor PAGASA Central Office.


WILLY F. EVANGELISTA
Interim Member/End-user

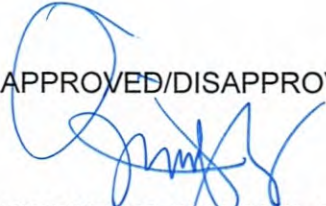
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JOEL C. RIVERA
Member (Legal)


EDNA L. JUANILLO
1st Vice-Chairperson

(on leave)
CESAR A. RAMOS
Member (Finance)


JESSIE B. ARCE
2nd Vice-Chairperson


CATALINO L. DAVIS
Chairperson

APPROVED/DISAPPROVED:

VICENTE B. MALANO, Ph.D.
Administrator

Date: _____



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

NOTICE TO PROCEED

DOMESTIC TRADING CORPORATION

Acero Building 891 E. Delos Santos Avenue, Quezon City

Tel.No. (02) 411-03-60 to 64 / Fax: (02) 924-20-94/ (02) 924-22-30

Thru: MR. EMMANUEL A. ACERO
President

Sir:

The attached **Contract** (Contract ID No. CI 2019-022) having been approved, notice is hereby given to your firm that, delivery of the goods and other ancillary services may proceed for the Project entitled "**VAISALA #LM21 Luminance Meter**" (PR No. **2019-08-0620**), effective upon receipt of this Notice.

You are therefore responsible for performing the services under the terms and conditions of the Contract and in accordance with the Implementation Schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one copy and return the other to PAGASA.

Very truly yours,


VICENTE B. MALANO, Ph.D.
Administrator

I hereby acknowledge receipt of this Notice on 15 Nov. 2019
(date of receipt)

Name of Representative of the Bidder: CERES R. Tamayo

Authorized Signature: CR Tamayo

"tracking the sky...helping the country"

Science Garden Compound, BIR Road, Brgy. Central, Quezon City,
Metro Manila, Philippines 1100

Tel. No. (02) 284-08-00
Website: <http://bagong.pagasa.dost.gov.ph>



Contract ID No. : *CI 2019-022*
Contract Name : **VAISALA #LM21 Luminance Meter**
Location of the Project : **Mactan, Cebu**

CONTRACT AGREEMENT

THIS AGREEMENT made this _____ day of _____ 20____ between **PHILIPPINE ATMOSPHERIC GEOPHYSICAL AND ASTRONOMICAL SERVICES ADMINISTRATION (PAGASA)**, of the Philippines, hereinafter called as the "PAGASA" of the one part and **DOMESTIC TRADING CORPORATION**, of **Acero Building, 891 E.Delos Santos Avenue, Quezon City**, hereinafter called as the "SUPPLIER" of the other part:

WHEREAS the **PAGASA** invited Bids for certain Civil Works, viz., **VAISALA #LM21 Luminance Meter (PR No. 2019-08-0620)** and has accepted a Bid by the **SUPPLIER** for the supply of those goods and services in the sum of **ONE MILLION ONE HUNDRED FORTY THOUSAND PESOS (Php1,140,000.00) ONLY** (hereinafter called "the Contract Price").

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.

2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:

- | | | |
|-------------------|----|---|
| <i>Attachment</i> | a) | Notice to Proceed; |
| <i>Attachment</i> | b) | Performance Security; |
| <i>Attachment</i> | c) | Notice of Award and the Bidder's conforme thereto; |
| <i>Attachment</i> | d) | PAGASA-BAC Resolution No. 2019-078; |
| <i>Attachment</i> | e) | Abstract of Bids, "as Read" and "as Calculated"; |
| <i>Attachment</i> | f) | Addendum and/or Supplemental/Bid Bulletins (SBB);if any, |
| <i>Attachment</i> | g) | Detailed Evaluation Report submitted by the TWG; |
| <i>Attachment</i> | h) | Minutes of the Meeting; |
| <i>Attachment</i> | i) | Eligibility, Technical and Financial documents as submitted by the Supplier, including the appropriate Bid Security,; |
| <i>Attachment</i> | j) | Invitation to Bid (ITB) / Notice to Bidders; |
| <i>Attachment</i> | k) | Purchase Request including the Terms of Reference (TOR); |
| <i>Attachment</i> | l) | Bid Data Sheet (BDS); |
| <i>Attachment</i> | m) | Instructions to Bidders; |
| <i>Attachment</i> | n) | General and Special Conditions of Contract; and, |
| <i>Attachment</i> | o) | Other Contract Documents deemed necessary by the Parties |

3. In consideration of the payments to be made by the **PAGASA** to the **SUPPLIER** as hereinafter mentioned, the **SUPPLIER** hereby covenants with the

PAGASA to provide the civil works and to remedy defects therein in conformity in all respects with the provisions of the Contract

4. The **PAGASA** hereby covenants to pay the **SUPPLIER** in consideration of the provision of goods and services the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.



IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

**PHILIPPINE ATMOSPHERIC,
GEOPHYSICAL AND ASTRONOMICAL
SERVICES ADMINISTRATION
(PAGASA)**

**DOMESTIC TRADING
CORPORATION.**

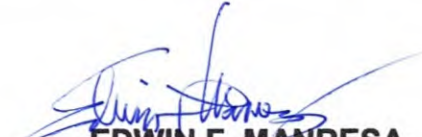
By:


By:


VICENTE B. MALANO, Ph.D.
Administrator 

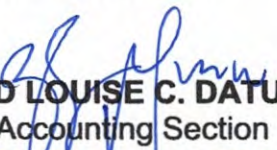

EMMANUEL A. ACERO
President

Signed in the Presence of:


EDWIN F. MANRESA
Chief, ETSD


Witness for the **SUPPLIER**

Funds Available:


BERNARD LOUISE C. DATUIN
Chief, Accounting Section
ORS# 2019-11-6976
P 1,140,000-
5021305014