



**PAGASA BIDS AND AWARDS COMMITTEE (PBAC)**

Resolution No. 2022-102

**Declaring 1<sup>st</sup> Failure of Bidding and  
 Recommending Approval**

**WHEREAS**, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA), through the PAGASA Bids and Awards Committee, advertised the Invitation to Bid (IB) at the PAGASA website, the MGEPS and PAGASA Bulletin board continuously for 7 days from **13-20 September 2022**, the procurement of the following goods/items described hereunder, with its corresponding Approved Budget for the Contract (ABC), under the reference, **P.R. No. 2022-08-0670/ I.B. No. 2022-026**, to wit:

PARTICULARS	ABC	Contract Duration
Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of 2 units 15Kva Uninterruptible Power Supply (UPS)	Php4,500,000.00	60 c.d.

**WHEREAS**, in response to the above advertisement, **six (6)** prospective bidder/s, as enumerated hereunder, expressed their respective intentions to participate in the said bidding activity; however, **only prospective bidders 1-5** attended the **Pre-bid Conference** last **21 September 2022** scheduled by the BAC for this purpose:

1. EGM Systems;
2. LSI Leading Technologies, Inc.;
3. Automation Specialists and Power Exponents, Inc.;
4. Pronet System, Inc.;
5. Simplevia Tech.; and
6. Tekzone Computer Sales and Services, Inc.

**WHEREAS**, any and all noted deviations/amendments and responses to the prospective bidders' queries and clarificatory questions appurtenant to the Project had been issued through a **Supplemental Bid/Bulletin (SBB)**, with reference to **Addendum No. 2022-026-01** dated 27 September 2022 and herein made part of this Resolution as **Annex "A"**;

**WHEREAS**, on **03 October 2022**, the schedule for the **Submission, Receipt and Opening** of Envelope I (Eligibility and Technical Components) and Envelope II (Financial Component), **only three (3) prospective bidder/s**, timely submitted their tender documents for the Project and **passed** the preliminary evaluation of Technical Requirements (Envelope No. I). Said participating bidders are as follows:

1. LSI Leading Technologies, Inc.
2. Tekzone Computer Sales and Services, Inc.
3. Automation Specialists and Power Exponents, Inc.

**WHEREAS**, in the subsequent opening of Envelope No. II, the bidder's financial proposal has been accepted by the PAGASA BAC having complied with the financial requirements of the Project. Their respective financial proposals, "**as Read**", is summarized as follows:

Name of Bidder	Bid Amount (As Read)	RANK
LSI Leading Technologies, Inc.	Php1,301,433.00	1
Tekzone Computer Sales and Services, Inc.	Php4,494,000.00	3
Automation Specialists and Power Exponents, Inc.	Php2,039,970.00	2

*[Handwritten signatures and names of committee members]*  
 Diosdado Ormum - End-user  
 Willy F. Evangelista - Member  
 Cristian D. Sanvictores - Member  
 Atty. Eric Christopher Amado J. Agsaoy - 2<sup>nd</sup> Vice-Chairperson  
 Joel C. Rivera - 1<sup>st</sup> Vice-Chairperson  
 Bonifacio G. Pajuelas Jr. Ph.D. - Chairperson

**WHEREAS**, the detailed evaluation of bids as reported by the Technical Working Group (TWG) resulted in the post-disqualification of all the participating bidders due to their non-compliance with the simple Instructions to Bidders. A copy of the detailed report of TWG is hereto attached and marked as **Annex "B"**;

**WHEREAS**, on **16 November 2022**, Notices of Disqualification (attached as Annexes "**C**", "**D**" & "**E**") had been issued to and received by the bidders or their representatives. *LSI Leading Technologies Inc.* and *Tekzone Computer Sales and Services Inc.* timely submitted their respective Request (Motion) for Reconsideration; however, in the BAC meeting called for this purpose, the BAC found no cogent reason to grant the respective appeal of both bidders; hence, eventually **DENIED** the same with finality. Copies of the BAC's response to LSI Leading Technologies and Tekzone Computer Sales and Services Inc.'s Request for Reconsideration are hereto attached marked as **Annex "F"** and **Annex "G"**, respectively.

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

- a) to **DECLARE**, the **1st Failure of Bidding** for the above-entitled Project;
- b) to **RECOMMEND**, the immediate **re-bidding / re-posting** thereof pursuant to Section 35.2 of the 2016 Revised IRR of RA 9184; and
- c) to **RECOMMEND**, finally, the **APPROVAL** of aforementioned findings and recommendations.

**RESOLVED**, this **07<sup>th</sup> day of December 2022** at the Deputy Administrator's A&ES Conference Room, 4<sup>th</sup> Floor PAGASA Main Building, Science Garden Complex, BIR Road, Brgy. Central, Quezon City.

  
**DIOSDADO ORNUM**  
End-user

  
**CRISTIAN D. SANVICTORES**  
Member

  
**WILLY F. EVANGELISTA**  
Member

  
**JOEL C. RIVERA**  
1st Vice-Chairperson

  
**Atty. ERIC CHRISTOPHER AMADO J. AGSAOAY**  
2nd Vice-Chairperson

  
**BONIFACIO G. PAJUELAS Jr., Ph.D.**  
Chairperson

APPROVED/DISAPPROVED:

  
**VICENTE B. MALANO, Ph.D.**  
Administrator

Approved on: \_\_\_\_\_

# ANNEX "A"



Republic of the Philippines  
**DEPARTMENT OF SCIENCE AND TECHNOLOGY**  
Philippine Atmospheric, Geophysical and Astronomical Services  
Administration (PAGASA)

27 September 2022

**SUPPLEMENTAL BID BULLETIN**  
ADDENDUM NO. 2022-026-01

**Subject: Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of 2 Units 15Kva Uninterruptible Power Supply (UPS)**

This Bid Bulletin is being issued to all prospective bidders to clarify, amend and/or modify certain provisions in the Bidding Documents and to answer the written clarificatory questions submitted by prospective bidders, to wit:

Query from LSI LEADING TECHNOLOGIES, INC.

Question(s)	PAGASA BAC Answer(s)
<ul style="list-style-type: none"><li>• SLCC Single Largest Completed Contract from 3years to 5 years</li></ul>	SLCC – From: <b>3 years</b> To: <b>5 years</b>
<ul style="list-style-type: none"><li>• UL Certifications – Will you accept CE (European Standard of Conformity)?</li></ul>	The minimum technical requirements under the TOR shall be maintained, however, prospective bidders are not precluded from offering an alternative, higher and better specification that is compliant and responsive to the specific requirements of the Project.
<ul style="list-style-type: none"><li>• Delivery lead time from 60days to -120days</li></ul>	The <b>Delivery Period</b> shall be <b>maintained to 60 calendar days</b> due to the urgency of the needs of the Project.
<ul style="list-style-type: none"><li>• Technical Specifications Output voltage - from 200/208/220/230/240Vac Selectable (208/120Vac Optional) <b>Can we offer selectable choices only 220/230/240Vac?</b></li></ul>	The specifications set by the end-user unit of the Project represents the minimum technical specifications. Thus, the interested bidder/s may be allowed to alternative offer that is compliant and responsive to the specific requirements of the Project.
<ul style="list-style-type: none"><li>• Display - Status of LED+LCD <b>Can we offer LCD only?</b></li></ul>	
<ul style="list-style-type: none"><li>• Overload Capacity There must be a typo error under: 1. 105-150% for 160sec. <b>Standard is 60sec.</b> 2. 105%-200% for 500sec. <b>Standard is 150-200% for 500msec.</b></li></ul>	There is no typo error in the TOR.  The specifications set by the end-user unit of the Project represents the minimum technical specifications. Thus, the interested bidder/s may be allowed to alternative offer that is compliant and responsive to the specific requirements of the Project.
<ul style="list-style-type: none"><li>• Request for plans and drawings</li></ul>	Please see attached Annex A

This shall form an integral part of the Bid Documents.

For guidance and information of all participating bidders.

**Sgd**  
**BONIFACIO G. PAJUELAS, Ph.D.**  
Chairperson, PAGASA-BAC

*"tracking the sky...helping the country"*

Science Garden Compound, BIR Road, Brgy. Central, Quezon City,  
Metro Manila, Philippines 1100  
Postal Address: P.O. Box 3278 Manila

Tel. Nos. (632) 8284-0800  
Website: <http://bagong.pagasa.dost.gov.ph>

## ANNEX "B"

### 3.0 SUBMISSION AND OPENING OF BIDS AND PRELIMINARY EXAMINATION

Table 3. Bid Submission and Opening

3.1 Bid Submission Deadline	
(a) Original date, time	03 October 2022, 1:00pm
(b) Extensions, if any	
3.2 Number of Bids Submitted	Three (3)
3.3 Eligibility and Technical Req1 Check (Env. i)	
(a) Date of Checking	03 October 2022
(b) Number of Bidders Rated "Passed"	Three (3)
(c) Number of Bidders Rated "Failed"	None
(d) Motion for Reconsideration, if any	None
3.4 Bid Opening (date & time)	03 October 2022, 1:01pm
3.5 Bid validity period (days or weeks)	
(a) Originally specified	120 c.d.
(b) Extensions/Revisions, if any	

Table 4. Bid Prices (as Read Out)

	Bidder Identification / Name	Amount of Bid as Read	Rank
1	LSI Leading Technologies	PHP 1,301,433.00	1
2	Tekzone Computer Sales and Services Inc.	PHP 4,494,000.00	3
3	Automation Specialists and Power Exponents	PHP 2,039,970.00	2

### 4.0 BID EVALUATION AND RECOMMENDATION

After a careful examination and calculation of the bids submitted by the above-identified bidder, the Technical Working Group's (TWG) detailed evaluation resulted in the following:

Table 5. Bid Prices (as Calculated)

	Bidder Identification / Name	Total Amount of Bid "as Calculated"	Rank
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Based on the foregoing facts, the TWG has determined that all bidders were found to be non-compliant with some documentary requirements set forth by the end-user. The following are the findings of the TWG:

**Bidder #1, LSI Leading Technologies**

-Failed to submit the required brochure

**Bidder #2, Tekzone Computer Sales and Services Inc.**

-Offered a Three Phase UPS instead of a Single Phase as stated in the Terms of References

**Bidder #3, Automation Specialists and Power Components**

-Discrepancy in their submitted brochure of the brand model offered versus the product brochure (based on the internet)

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Metro Manila, Philippines 1103

Tel. no. (02) 264-08-00  
Website: <http://talping.pagasa.dost.gov.ph>

## ANNEX "C"



Republic of the Philippines  
**DEPARTMENT OF SCIENCE AND TECHNOLOGY**  
Philippine Atmospheric, Geophysical and Astronomical Services  
Administration (PAGASA)

16 November 2022

**LSI LEADING TECHNOLOGIES INC.**

4842 Valenzuela St.  
060 Brgy 603 Sampaloc, Manila  
Contact No. 8727-0285 / 09509534919  
Email Add: salescorp@leadtech.com.ph

**Thru: Ms. LEILA MARIE P. TOMINIO**  
Sales Representative for Government Accounts

**Subject: Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of Two (2) Units 15kva Uninterruptible Power Supply (UPS) (Reference: PR No. 2022-08-0670 / IB No. 2022-026)**

### NOTICE OF DISQUALIFICATION

After a careful examination, validation and verification of your company's tender documents in connection with the above-entitled PAGASA Project, we regret to notify that your company has been determined as "**Disqualified**" based on the following grounds:


*Non-compliance with the Instructions to Bidders, more specifically, failure to submit all brochures and/or literatures in relation with the goods/items offered and as required under Technical Requirements TAB H-1 "Brochures, statements issued by the manufacturer;" and, failure to comply with the submission of UL Certification as required under the TOR (See details in the attached Annex "A")*

We've also checked the internet the veracity of the brochure of the equipment offered; however, after exhausting all efforts, no match had been located. Thus, resulting in the PAGASA Bids and Awards Committee's (*hereinafter*, "Committee") failure to determine your company's full compliance with the specific requirements of the instant Project.

Applying therefore the non-discretionary "**Pass/Fail**" criterion in the evaluation of bids, it is ministerial upon this Committee to consider your bid tender as "**Incomplete**" and therefore, declare your company as "**Disqualified**" for failure to respond accordingly with the specific requirements of the Project.

Thank you for your company's interest and active participation in the bidding of this particular project and rest assured that this Committee will always uphold its commitment in promoting transparency and efficiency in our procurement system.

Very truly yours,

  
**BONIFACIO G. PAJUELAS, Jr., Ph.D.**  
Chairperson, PAGASA Bids and Awards Committee

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## ANNEX "D"



Republic of the Philippines  
**DEPARTMENT OF SCIENCE AND TECHNOLOGY**  
Philippine Atmospheric, Geophysical and Astronomical Services  
Administration (PAGASA)

16 November 2022

**TEKZONE COMPUTER SALES AND SERVICES INC.**

32 Pilar St., cor. Araullo St.  
Brgy. Addition Hills, San Juan City  
Tel. No. 638-0018  
Email Add: arvin1bernales@gmail.com

**Thru: Mr. ARVIN JOHN BERNALES**  
Account Manager

**Subject: Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of Two (2) Units 15kva Uninterruptible Power Supply (UPS) (Reference: PR No. 2022-08-0670 / IB No. 2022-026)**

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### NOTICE OF DISQUALIFICATION


After a careful examination, validation and verification of your company's tender documents in connection with the above-entitled PAGASA Project, we regret to notify that your company has been determined as "**Disqualified**" based on the following grounds:

*Failure to comply with the technical specifications, as required under Item No. VI. Technical Specifications 1.3 of the Terms of Reference (TOR), among others. (See details in the attached Annex "A")*

Applying the non-discretionary "**Pass/Fail**" criterion in the evaluation of bids, it is ministerial upon this Committee to consider your bid as "**non-compliant**" and therefore, declare your company as "**Disqualified**" for failure to respond accordingly with the specific requirements of the Project.

Thank you for your company's interest and active participation in the bidding of this particular project and rest assured that this Committee will always uphold its commitment in promoting transparency and efficiency in our procurement system.

Very truly yours,

  
**BONIFACIO G. PAJUELAS, Jr., Ph.D.**  
Chairperson, PAGASA Bids and Awards Committee

## ANNEX "E"



Republic of the Philippines

**DEPARTMENT OF SCIENCE AND TECHNOLOGY**

Philippine Atmospheric, Geophysical and Astronomical Services  
Administration (PAGASA)

16 November 2022

**AUTOMATION SPECIALISTS AND POWER EXPONENTS, INC.**

159 Boni Avenue, Brgy. Plainview

Mandaluyong City

Tel. No. 8997-0000

**Thru: Ms. ANN MARGARETH G. REYES**  
Senior Account Executive

**Subject: Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of Two (2) Units 15kva Uninterruptible Power Supply (UPS)** (Reference: PR No. 2022-08-0670 / IB No. 2022-026)

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### NOTICE OF DISQUALIFICATION

After a careful examination, validation and verification of your company's tender documents in connection with the above-entitled PAGASA Project, we regret to notify that your company has been determined as "**Disqualified**" based on the following grounds:

*Failure to comply with the Instructions to Bidders and Section V., par. 3 of the TOR, more specifically on the submission of "original descriptive literature and UNAMENDED brochures of all equipment/materials to be supplied..."*

The committee observed that there were discrepancies on the submitted brochure of the brand/model you offered against the product brochure that was found in the internet; thus, preventing the Committee from clearly determining your company's full compliance with and responsiveness to the specific requirements of the Project.

As such, applying the non-discretionary "**Pass/Fail**" criterion in the evaluation of bids, it is ministerial upon this Committee to consider your bid tender as "**Incomplete**" and therefore, declare your company as "**Disqualified**" for failure to respond accordingly with the specific requirements of the Project.

Thank you for your company's interest and active participation in the bidding of this particular project and rest assured that this Committee will always uphold its commitment in promoting transparency and efficiency in our procurement system.

Very truly yours,

**BONIFACIO G. PAJUELAS, Jr., Ph.D.**  
Chairperson, PAGASA Bids and Awards Committee

## ANNEX "F"



Republic of the Philippines  
**DEPARTMENT OF SCIENCE AND TECHNOLOGY**  
Philippine Atmospheric, Geophysical and Astronomical Services  
Administration (PAGASA)

28 November 2022

**LSI LEADING TECHNOLOGIES INC.**  
4842 Valenzuela St  
060 Brgy 603 Sampaloc, Manila  
Contact No. 8727-0285 / 09509534919  
Email Add: salescorp@leadtech.com.ph

**Thru: Ms. LEILA MARIE P. TOMINIO**  
Sales Representative for Government Accounts

**Subject: Request for Reconsideration re: "Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of Two (2) Units 15kva Uninterruptible Power Supply (UPS)" (Reference PR No. 2022-08-0670 / IB No. 2022-026)**

Dear Ms. Tominio:


This has reference to your **Request (Motion) for Reconsideration** dated 22 November 2022 and duly received by the BAC Secretariat 23 November 2022 in connection with the results of the Opening of Bids conducted by the PAGASA-BAC on the same date for the above-entitled Project wherein your company has been declared as **"Disqualified"** due to Non-compliance with the Instructions to Bidders, more specifically, **failure to submit all brochures and/or literatures in relation with the goods/items offered and as required under Technical Requirements TAB H-1 "Brochures, statements issued by the manufacturer;" and, failure to comply with the submission of UL Certification as required under the TOR.**

The PAGASA-BAC considered the claims raised in your written motion for reconsideration and after due deliberation it has determined that there is no substantial reason to depart from the earlier decision to disqualify LSI. We regret that notwithstanding the submission of the manufacturer's declaration attached to the motion for reconsideration the submission thereof and the explanation provided still fails to satisfy the technical requirements of the PAGASA BAC.

In this regard, the PAGASA-BAC, in its meeting last 23 November 2022, unanimously concurred to **DENY** your company's Request for Reconsideration based on the above stated considerations

Be that as it may, the PAGASA-BAC would like to express its utmost gratitude and appreciation to your company's expression of strong interest by joining the procurement activities for this instant Project.

Very truly yours,

  
BONIFACIO G. PAJUELAS JR., Ph.D.  
Chairperson, PAGASA-BAC

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## ANNEX "G"



Republic of the Philippines  
**DEPARTMENT OF SCIENCE AND TECHNOLOGY**  
Philippine Atmospheric, Geophysical and Astronomical Services  
Administration (PAGASA)

07 December 2022

**TEKZONE COMPUTER SALES AND SERVICES INC.**

32 Pilar St., cor. Araullo St.  
Brgy. Addition Hills, San Juan City  
Tel. No. 638-0018  
Email Add: arvin1bernales@gmail.com

**Thru: Mr. ARVIN JOHN BERNALES**  
Account Manager

**Subject: Request for Reconsideration re: "Supply, Delivery, Installation, Testing, Training and Commissioning of Three (3) Sets of Two (2) Units 15kva Uninterruptible Power Supply (UPS)" (Reference: PR No. 2022-08-0670 / IB No. 2022-026)**

**Dear Mr. Bernales:**

This has reference to your **Request (Motion) for Reconsideration** dated 18 November 2022 and duly received by the BAC Secretariat 23 November 2022 in connection with the results of the Opening of Bids conducted by the PAGASA-BAC on the same date for the above-entitled Project wherein your company has been declared as "**Disqualified**" due to **failure to comply with the technical specifications, as required under Item No. VI. Technical Specifications 1.3 of the Terms of Reference (TOR), among others**

The PAGASA-BAC considered the claims raised in your written motion for reconsideration and after due deliberation it has determined that there is no substantial reason to depart from the earlier decision to disqualify Tekzone Computer Sales and Services Inc. We regret that non-compliance with the required specifications under the terms of reference fails to satisfy the technical requirements of the PAGASA BAC.

In this regard, the PAGASA-BAC, in its meeting last 07 December 2022, unanimously concurred to **DENY** your company's Request for Reconsideration based on the above stated considerations

Be that as it may, the PAGASA-BAC would like to express its utmost gratitude and appreciation to your company's expression of strong interest by joining the procurement activities for this instant Project.

Very truly yours,



BONIFACIO G. PAJUELAS JR., Ph.D.  
Chairperson, PAGASA-BAC