



PAGASA BIDS AND AWARDS COMMITTEE (PBAC)

Resolution No. 2022-057

**Resolution Denying the Motion for Reconsideration of Extreme Builders for the entitled project “Improvement of Existing Access Road, Pathway and Perimeter Pavement of Building at ISU-Echague, Isabela”;
 Declaring 1st 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 and PAGASA Bulletin board continuously for 7 days from **23-30 June 2022**, the procurement of the following civil works/infrastructure project described hereunder, with its corresponding Approved Budget for the Contract (ABC), under the reference, **P.R. No. 2022-06-0493/ I.B. No. 2022-002INF**, to wit:

Particulars	ABC	Contract Duration
Improvement of Existing Access Road, Pathway and Perimeter Pavement of Building at ISU-Echague, Isabela	Php1,528,832.93	60cd

WHEREAS, in response to the above advertisement, **only one (1) prospective bidder, MC Taguba Construction** expressed its intention to participate in the bidding of the aforesaid Project, and attended thru Zoom platform the **Pre-bid Conference** conducted by the PBAC on **1 July 2022**;

WHEREAS, any and all noted amendments and deviations discussed during the above-mentioned Pre-bid conference, has been duly issued through a **Supplemental Bid Bulletin (SBB)**, with reference to **Addendum No. 2022-002INF-01** dated 27 June 2022 and **Addendum No. 2022-002INF-02** dated 04 July 2022 and herein made part of this Resolution as **Annex “A” and Annex “B”**;

WHEREAS, on **13 July 2022**, the schedule for **Submission and Opening** of Envelope I (Eligibility and Technical Components) and Envelope II (Financial Component), **two interested bidder/s**, namely, (1) GR8 BUILDERS CONSTRUCTION and (2) EXTREME BUILDERS timely submitted their bid tender documents for the project; however, **failed** to pass the preliminary evaluation of bids due to **failure to comply with the technical documents to be submitted**, more specifically:

Name of Bidder	Evaluation Result
1. GR8 BUILDERS CONSTRUCTION	<ul style="list-style-type: none"> Submitted Bid Securing Declaration Form did not indicate the competent evidence of identity of the prospective bidder or his duly authorized representative. <i>Failure to comply the instruction to bidders, particularly “non-compliance with the 2004 Rules on Notarial Practice.”</i>

Brian B. Bungaobng
 End-user
 Willy F. Pangjelista
 Member
 Cristian D. Sanvictores
 Member
 Atty. Eric Christopher Ahnado J. Agsaoy
 2nd Vice-Chairperson
 Joel C. Rivera
 1st Vice-Chairman
 Bonifacio G. Pajuelas, Ph.D.
 Chairman

	<ul style="list-style-type: none"> • Non-submission of Tab J-1 Authority of the Signatory, preferably the <i>Owner's Affidavit</i>
2. EXTREME BUILDERS	<ul style="list-style-type: none"> • Non-submission of Tab F document – Joint Venture Agreement Form • Failure to comply the instruction to bidders, particularly the <i>use of the prescribed bidding forms. PAGASA's bidding form is determined/identified bearing a watermark of the Agency's official logo</i>

Brian B. Bungabong
End-user

Willy F. Evangelista
Member

Cristian D. Sanvictores
Member

Atty. Eric Christopher Amado J. Agsaoy
2nd Vice-Chairperson

Joel C. RIVERA
1st Vice-Chairperson

Bonifacio G. Pajuelas, Ph.D.
Chairperson

WHEREAS, the PAGASA BAC declared the outright rejection of the bidder's documents due to failure to comply with the instruction to bidders and were given three (3) days to file their respective motion for reconsideration.

WHEREAS, on 15 July 2022, the BAC received a letter from EXTREME BUILDERS requesting for consideration for the outright rejection of their bid documents.

WHEREAS, Rule IX of the Revised IRR of RA 9184, requires that the preliminary examination of bids be conducted by merely checking for the presence or absence of documentary requirements using a non-discretionary "pass/fail" criterion.

"Section 30 Preliminary Examination of Bids. The BAC shall open the first bid envelopes to determine each bidder's compliance with the documents required to be submitted for eligibility and for the technical requirements, as prescribed in this IRR. For this purpose, the BAC shall check the submitted documents of each bidder against a checklist of required documents to ascertain if they are all present, using a non-discretionary "pass/fail" criterion, as stated in the Instructions to Bidders. If a bidder submits the required document, it shall be rated "passed" for that particular requirement. In this regard, bids that fail to include any requirement or are incomplete or patently insufficient shall be considered as "failed."

WHEREAS, Section II - Instruction to Bidders particularly No. 6 Bidder's Responsibilities clearly state that the bidder should have carefully read and comply with all the stated documentary requirements, otherwise the bidder will be disqualified.

WHEREAS, for the failure of GR8 BUILDERS CONSTRUCTION to comply with the three (3) days duration to file a motion for consideration, the BAC finds no cogent reason to reverse its decision.

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

- a) to **DENY** the Motion for Reconsideration of EXTREME BUILDERS for the project "Improvement of Existing Access Road, Pathway and Perimeter Pavement of Building at ISU-Echague, Isabela";
- b) to **DECLARE**, the **1st Failure of Bidding** for the above-entitled Project;
- c) to **RECOMMEND**, the immediate **re-posting** thereof for re-bidding purposes; and
- d) to **RECOMMEND**, finally, the **APPROVAL** of aforementioned findings and recommendations.

RESOLVED, this **18th day of July 2022** at the Amihan Conference Room, 2nd Floor PAGASA Main Building, Science Garden Compound, BIR Road, Brgy. Central, Quezon City.

BRIAN B. BUNGABONG
End-user

Did not Participate
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, Ph.D.
Chairperson

APPROVED/DISAPPROVED:


VICENTE B. MALANO, Ph.D.
Administrator