

BIDS AND AWARDS COMMITTEE (BAC)
Resolution No. 2023-06-614

**BAC RESOLUTION DECLARING LOWEST CALCULATED RESPONSIVE BID
AND RECOMMENDING AWARD**

— ITB 2023-DSWD-CAR-11—
[PR NO. 2023-04-299 / 2023-04-301]

WHEREAS, the Department of Social Welfare and Development - Cordillera Administrative Region (DSWD-CAR) through the Administrative Division – Supply Unit planned for the Procurement of the project, **Purchase and Delivery of of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra** with an Approved Budget for the Contract (ABC) amounting to **Three Million Two Hundred Fifty Thousand Eight Hundred Pesos (PhP 3, 250, 800.00);3250**

WHEREAS, in consonance with the Republic Act 9184 and its Implementing Rules and Regulations, a Project Procurement Management Plan (PPMP) for the project was incorporated in CY2023 Supplemental Annual Procurement Plan (APP) of the Field Office adopting Public Bidding as mode of Procurement;

WHEREAS, the Bids and Awards Committee (BAC) through the BAC Secretariat advertised the Invitation to Bid from **11 May 2023 to 12:00 NN of 30 May 2023** at DSWD-CAR website, Philippine Government Electronic Procurement System (PhilGEPS) and posted at DSWD-CAR Bulletin Board located at the main entrance of the Field Office;

WHEREAS, in reference to BAC Resolution No. 2023-05-584 the bid of **HLVC TRADING** was declared as **Lowest Calculated Bid** for passing the bid evaluation process and subjected for post-qualification;

WHEREAS, the lowest bid as read, **ERRHAVEN CONSUMER GOODS TRADING** was declared disqualified during the Bid Evaluation process due to the failure of the bidder to attach the updated Certificate of PhilGEPS Registration and the amended Technical Specifications form;

WHEREAS, **ERRHAVEN CONSUMER GOODS TRADING** was notified regarding the result of the bid evaluation and was given three (3) calendar days to file their motion for reconsideration;

WHEREAS, **ERRHAVEN CONSUMER GOODS TRADING** filed their Motion for Reconsideration submitting the updated Certificate of PhilGEPS Registration and informing the Bids and Awards Committee that, despite the non-attachment of the updated Technical Specifications Form, they confirmed that they can comply with the technical specifications;

WHEREAS, ERRHAVEN CONSUMER GOODS TRADING's motion for reconsideration was presented to the Bids and Awards Committee and was unanimously denied due to the failure of the bidder to attach the required forms and documents. The BAC unanimously denied the motion since the document which the lowest bidder lack is a mandatory requirement as specified in the 2016 Revised IRR of RA 9184 and in the Public Bidding Documents;

WHEREAS, a letter was forwarded to **ERRHAVEN CONSUMER GOODS TRADING** informing them regarding the denial of their Motion for Reconsideration;

WHEREAS, the Technical Working Group proceeded with the conduct of Post Qualification of the second lowest bidder **HLYC TRADING** upon notification by the Bids and Awards Committee regarding the result of the Bid Evaluation;

WHEREAS, a post-qualification report was presented by the Technical Working Group on 14 June 2023 with the following result:

- The technical and financial documents were found valid, updated and authentic;
- Latest Income and Business Tax Returns filed and paid through the BIR Electronic Filing and Payment System (eFPS) and has submitted to the BAC Secretariat a copy covering the last six (6) months;
- The bidder presented the offered product compliant to the technical specifications;
- Assured to adhere to the technical requirements and conditions of the project;
- Has enough contracting capacity to undertake the project;
- With the above, the bidder was found legally, technically and financially compliant;
- Overall Evaluation: **Responsive**

WHEREAS, the BAC deliberated the result of Post-Qualification and found merit to the findings of the TWG and unanimously declared **HLYC TRADING** as **Lowest Calculated and Responsive Bid (LCRB)** upon determination that the bidder has passed all the criteria for post-qualification;

NOW, THEREFORE, we, members of the Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED** to:

- Declare the bid of **HLYC TRADING** as **Lowest Calculated Responsive Bid** for the project, **Purchase and Delivery of of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra** with contract amount of **Three Million Two Hundred Fifty Thousand Pesos (PhP 3, 250, 000.00)** only;
- Recommend to the Head of the Procuring Entity (HOPE) the award of contract to **HLYC TRADING**;
- For approval of the HOPE.

Resolved at DSWD-CAR, Baguio City, Philippines this **14th** day of **June 2023**.

BIDS AND AWARDS COMMITTEE

JFC
JESSIE F. CHELIM
AO VI/ Property and Supply Section
Provisional Member/ Technical Expert

EB
ELEONOR B. AYAN
ND III / SFP
Provisional Member (End user)

ML
ATTY. MICHELLE GAYAGAY-LEE
Attorney III/ ORD-LU
Regular Member

- not present -
RINA CLAIRE L. REYES
Vice-Chairperson

EA
ENGR. ENRIQUE H. GASCON JR.
Director III/ARD for Administration, OARDA
Chairperson

Approved Disapproved

LEQ
LEO L. QUINTILLA
Regional Director
(per Special Order No. 3051, Series of 2022)
Authorized Representative/Head of the Procuring Entity

MMAWA/love/ps



**NOTICE OF AWARD**

15 June 2023

MR. HOMER A. CONCHADA

Owner / Manager

HLYC Trading

1133 E Aguilar St.

Sta. Cruz, Manila

Metro Manila, NCR

(02)-8514-6164

Dear Mr. Conchada,,

Warm greetings from the Department of Social Welfare and Development – Cordillera Administrative Region (DSWD-CAR)!

We are happy to inform that your bid/proposal received and opened on **15 May 2023** for the project, **Purchase and Delivery of of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra** under ITB No. **2023-DSWD-CAR-11** as corrected and modified is hereby accepted, as follows:

Quantity	Description	Contract Amount
1 lot	Purchase and Delivery of of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra <i>Three Million Two Hundred Fifty Thousand Pesos Only</i>	Php 3, 250, 000.00

You are hereby required to provide within ten (10) calendar days from receipt of this notice to post the performance security in the form of cash, managers check or cashier's check or bank guarantee issued by a Universal or Commercial Bank in the amount of Five (5%) percent or Surety Bond issued by a surety or insurance company duly certified by insurance commission as authorized to issue such security amounting to Thirty Percent (30%) of the total contract price.

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

Thank you.

Very truly yours,

LEO L. QUINTILLA

Regional Director

Conforme: _____**Date** : JUNE 21, 2023



CONTRACT AGREEMENT

THIS AGREEMENT made on the 3rd day of July 2023 between **Department of Social Welfare and Development – Cordillera Administrative Region** represented by **DIR. LEO L. QUINTILLA**, Regional Director with office address at 40 North Drive, Baguio City, Philippines (hereinafter called “the Entity”) of the one part and **HLYC Trading** represented by **MR. HOMER A. CONCHADA, Owner / Manager** with office address at 1133 E Aguilar St., Sta. Cruz, Manila, Metro Manila, NCR (hereinafter called “the Service Provider”) of the other part;

WHEREAS, the Entity invited Bids for certain goods and services, particularly **Purchase and Delivery of of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra** under ITB No: **2023-DSWD-CAR-11** and has accepted a Bid by the Supplier for the supply of those goods and services with contract amount of **Three Million Two Hundred Fifty Thousand Pesos (PhP 3, 250, 000.00)** (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 as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, viz.:

- i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract
 - iv. Supplemental or Bid Bulletins, if any
 - v. Bid Data Sheet
- ii. Winning bidder’s bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder’s bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder’s response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity’s bid evaluation;

- iii. Performance Security;
- iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
- v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. **Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.**

3. In consideration for the sum of **Three Million Two Hundred Fifty Thousand Pesos (PhP 3, 250, 000.00)** for such other sums as may be ascertained, **HLYC Trading** agrees to provide the goods and services for the **Purchase and Delivery of of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra** under **ITB No: 2023-DSWD-CAR-11** in accordance with his/her/its Bid.
4. The **Department of Social Welfare and Development – Cordillera Administrative Region** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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.

a)
DIR. LEO L. QUINTILLA
 Regional Director

[Signature]
MR. HOMER A. CONCHADA
 Owner / Manager

for:

for:

Department of Social Welfare and Development – Cordillera Administrative Region

HLYC Trading

Signed in the presence of

[Signature]
ELEONOR K. BUGALIN-AYAN
 ND III / Head, SFP

[Signature]
CARMI P. PENALBA

CERTIFIED FUNDS AVAILABLE:

[Signature]
WILBOURN B. BACOLONG
 Accountant III



ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)

MANILA)

BEFORE ME, a Notary Public for in MANILA, Philippines,
personally appeared this JUL 03 2023 day of **June 2023**.

Name	Community Tax Cert. No./ID No.	Date/Place Issued
<u>DIR. LEO L. QUINTILLA</u>	<u>FO3-86-028457</u>	<u>Iloilo City/01/25/2022</u>
<u>MR. HOMER A. CONCHADA</u>		

Known to me to be the same persons, who executed the foregoing instruments and acknowledged that the same is free and voluntary act and deed.

This document refers to the Contract of Services consisting of three (3) pages including this page signed by the parties and witnesses.

IN WITNESS WHEREOF, I have hereunto set my hands and affixed my notarial seal at the place and date above written.

Notary Public
ATTY. MARY ANN RIVERA SA GANA
Notary Public for the City of Manila
Notarial Commission No. 2622-198 Valid until Dec. 31, 2023
Lifetime IBF No. 06499 Issued at Quezon City
PTR No. 0862233 Issued at January 3, 2019
Roll No. 47359 Issued on May 7, 2019
MCLE No. VII-0022285 Issued on June 14, 2022
Valid until April 14, 2025
Office: Villaroman Bldg. No. 878 P.Campa St. Cebu City

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Series of: 2023



NOTICE TO PROCEED

21 June 2023

MR. HOMER A. CONCHADA

Owner / Manager
HLYC Trading
1133 E Aguilar St., Sta. Cruz
Manila, Metro Manila, NCR
(02)-8514-6164

Dear Mr. Conchada,:

Warm greetings from the Department of Social Welfare and Development – Cordillera Administrative Region (DSWD-CAR)!

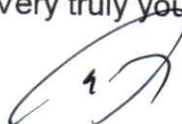
The attached Contract Agreement having been approved, notice is hereby given to **HLYC Trading** that work may commence for the project, **Purchase and Delivery of Food Supplies for the 13th Cycle SFP Implementation in the Municipalities of Bucay and Pidigan, Abra** under **2023-DSWD-CAR-11**.

Upon receipt of this notice, you shall be responsible for performing the services under the terms and conditions of the agreement and in accordance with the **Final Implementation and Delivery Schedule as attached**.

Please acknowledge receipt and acceptance of this notice by signing the space provided below. Keep one (1) copy and return the remaining copies to this office.


Thank you.

Very truly yours,



LEO L. QUINTILLA

Regional Director

I acknowledge receipt of this Notice on: JUL 07 2023
Name or Authorized Representative: HOMER A. CONCHADA
Signature: 
Date
Name

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