

Contract ID No. : **21KI0129**

Contract Name : Concreting of Brgy. Casusan FMR, Brgy. Casusan, Aloran, Misamis Occidenta

Contract Location: Aloran, Misamis Occidental

Appropriation: P 12,000,000.00

Approved Budget for the Contract (ABC): P 11,940,000.00

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Republic of the Philippines  
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS  
**MISAMIS OCCIDENTAL**  
**1<sup>ST</sup>DISTRICT ENGINEERING OFFICE**  
REGIONAL OFFICE X  
Oroquieta City, Misamis Occidental

## **BAC RESOLUTION POST-DISQUALIFYING THE THIRD LOWEST CALCULATED BIDDER**

### **Resolution No. 69- PD** Series of 2021

WHEREAS, on August 6, 2021, Resolution No. 67 – PD, series of 2021, was issued RESOLVING as it is HEREBY RESOLVED -

1. To declare MBD General Construction post-disqualified for Contract ID No. **21KI0129** due to the aforementioned grounds;
2. To direct the BAC-TWG to issue a Notice of Post-Disqualification to MBD General Construction;
3. To direct the BAC-TWG to proceed with the post-qualification of the Third Lowest Bidder if within three (3) calendar days from MBD General Construction's receipt of the Notice of Post-Disqualification no request for reconsideration is filed.

WHEREAS, within the reglementary period from MBD General Construction receipt of the notice, no motion for reconsideration was submitted;

WHEREAS, post-qualification of the Third Lowest Bidder, RJLG Construction and Supplies, commenced thereafter;

WHEREAS, upon careful deliberation of the findings and post-qualification, validation, and verification of the eligibility, technical and financial documents submitted by the Third Lowest Calculated Bidder, RJLG Construction and Supplies, its bid was found non-responsive and post-disqualified due to the following grounds:

1. For incurring negative slippages in the following projects with Final Warning issued due to slow performance in violation of Department Order No. 193, series of 2016, Administrative Action on Contract with Negative Slippages in accordance with the Revised IRR of Republic Act No. 9184, Paragraph B. Penalty which states that "The procuring entity shall disqualify the contractor from participating in the bidding or award of contract for infrastructure projects if his firm incurred a delay in any of his ongoing contracts (government and private) which is considered attributable to him... xxx"

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- a. Contract ID No.: 21KI0032 – Construction (Completion) of Multi-Purpose Building (Evacuation Center) Brgy. Northern Poblacion, Plaridel, Misamis Occidental

Contract Cost: Php 2,969,965.59 Slippage: -7.66 %

Remarks: Negative Slippage was due to slow performance.

- b. Contract ID No.: 21KI0100 – Concreting of Road, Brgy. Matipas, Aloran, Misamis Occidental

Contract Cost – Php 2,101,681.96 Slippage: -5.99 %

2. For pledging an Accredited Materials Engineer Jemuel Raymond R. Tolentino, ME # 1 with Accreditation No. 5156, who has exceeded his limit to undertake another project in violation of Department Order No. 98, series of 2016, Revised Guidelines on the Accreditation of Contractors'/Consultants' Materials Engineer, Paragraph 5.0 Criteria for the Assignment of Contractors'/Consultants' Materials Engineer limiting a Materials Engineer I to three (3) projects only, with an aggregate cost of not more than P200M.
3. For incurring liquidated damages in the implementation of the project below due to the contractors' fault in adherence to Paragraph 4 of Department Order No. 127, series of 2018, Strict Application of Republic Act No. 9184 in the conduct of Post-Qualification of Bidders with Delayed On-going Contracts with the DPWH; to wit:
- a. Contract ID No.: 21KI0094 – Construction of Multi- Purpose Facility (Covered Court) Barangay Poblacion, Sapang Dalaga, Misamis Occidental

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

4. To declare RJLG Construction and Supplies post-disqualified for Contract ID No. **21KI0129** due to the aforementioned grounds;
5. To direct the BAC-TWG to issue a Notice of Post-Disqualification to RJLG Construction and Supplies;
6. To direct the BAC-TWG to proceed with the post-qualification of the Fourth Lowest Bidder if within three (3) calendar days from RJLG Construction and Supplies' receipt of the Notice of Post-Disqualification no request for reconsideration is filed.

Resolved this 3<sup>rd</sup> of September 2021, Lower Lamac, Oroquieta City.



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**BIDS AND AWARDS COMMITTEE  
(BAC)**



**CHARITO B. MADULA**  
Assistant District Engineer  
BAC Chairperson



**REY M. ROA**  
Engineer III  
BAC Vice-Chairperson



**ODESSA B. ALIMAN**  
Engineer III  
BAC Regular Member



**NOLLY S. BOLANDO**  
Engineer III  
BAC Provisional Member



**EDGAR S. LINGANAY**  
Engineer III  
BAC Provisional Member