

AN EXCERPT FROM THE MINUTES OF THE SPECIAL MEETING OF THE BIDS AND AWARDS COMMITTEE (BAC) AND PUBLIC BIDDING HELD ON APRIL 25, 2024, AT THE BAC CONFERENCE ROOM, 3RD FLOOR, EXECUTIVE BUILDING, PROVINCIAL CAPITOL COMPLEX, CABIDIANAN, NABUNTURAN, DAVAO DE ORO.

**Present**

- |   |  |                        |
|---|--|------------------------|
| 1 | Dr. Rolando S. Simene, DVM, MRDM       | BAC Chairperson        |
| 2 | Engr. Roderick M. Digamon, CE          | BAC Vice – Chairperson |
| 3 | Mr. Lewis Jake G. Caiman, CPA          | BAC Member             |
| 4 | Atty. Mary Justice P. Aurelio-Yap, CPA | BAC Member             |

**Other Present**

- |   |                                     |                        |
|---|-------------------------------------|------------------------|
| 1 | Mr. Jenes B. Miñoza, MPA            | BAC Secretariat – Head |
| 2 | Ms. Maila Mae Grace B. Carillo, CPA | TWG Member             |
| 3 | Mr. Ronald C. Sibayan, MExEd        | TWG Member             |
| 4 | Mr. Joseph Randy M. Loy, RN, MMCMDR | TWG Member             |
| 5 | Mr. Alvin Ross J. Gisma             | TWG Member             |
| 6 | Engr. Joy C. Manabat, CE, MPA, MRDN | TWG Member             |
| 7 | Engr. EAV Julian M. Mahinay         | TWG Member             |
| 8 | Dr. Ma. Grace C. Lim, FPSMS         | TWG Member             |

**On Leave**

- |   |   |            |
|---|---|------------|
| 1 | Ms. Lara Zaphire Kristy N. Bermejo, MPA | BAC Member |
| 2 | Ms. Cristie M. Plaza, CPA               | TWG Member |

**RESOLUTION NO. B-2024.04.25.16**

**“A RESOLUTION RECOMMENDING TO THE HEAD OF THE PROCURING ENTITY (HOPE) TO AWARD PURCHASE REQUEST NO. 24-C1084 TO TONTIN PLANT NURSERY AS A LOWEST CALCULATED AND RESPONSIVE BIDDER FOR THE SUPPLY AND DELIVERY OF SEEDLINGS UNDER BID NO. B-24-0023.”**

**WHEREAS**, the Provincial Government of Davao de Oro advertised the Invitation to Bid for the procurement of **SUPPLY AND DELIVERY OF SEEDLINGS** under Bid No. **B-24-0023** POSTED in its website, the PHILGEPS, and at a conspicuous place within the premises of the Provincial Government of Davao de Oro continuously for seven (7) calendar days;

**WHEREAS**, the BAC pursuant to Section 30 of R.A. 9184 used the nondiscretionary pass/fail criteria and conducted public bidding on March 19, 2024, that were attended by the following bidders/suppliers, to wit;

Name of Bidder	Bid Amount	Documentary Requirement	Rank
<b>MADAVE FRUIT TREES GROWER</b>	<b>617,090.00</b>	<b>Compliant</b>	<b>1st</b>
<b>TONTIN PLANT NURSERY</b>	<b>647,900.00</b>	<b>Compliant</b>	<b>2nd</b>

**WHEREAS**, the Committee agreed that **MADAVE FRUIT TREES GROWER** shall undergo post-qualification by the Technical Working Group for being the lowest bidder and to determine whether the bidder complies with and is responsive to all requirements and conditions as specified in the bidding documents;

**WHEREAS**, after conducting a thorough examination, validation, and verification of all eligibility, technical, and financial requirements on April 3, 2024, the **MADAVE FRUIT TREES GROWER** failed to submit its latest Business Tax Returns to the BAC within five (5) days from the receipt of the Notice of Award (NOA) as stipulated in Section 34.2 of 2016 Revised IRR of R.A. 9184;

**WHEREAS**, Section 34.2 of 2016 IRR of R.A. 9184 provides that within five (5) calendar days from receipt by the bidder of the notice from the BAC that the bidder has the Lowest Calculated Bid or Highest Rated Bid, the bidder shall submit to the BAC its latest income and business tax returns, and other appropriate licenses and permits required by law and stated in the Bidding Documents, hence the bidder was found to be non-responsive;

If the bidder having the second Lowest Calculated Bid. If no bidder successfully passes the post-qualification stage, the BAC will declare the bidding as a failure and arrange for a re-bidding with re-advertisement. If another bidding failure occurs even after the contract's re-bidding, the Procuring Entity is permitted to engage in a negotiated procurement.

**WHEREAS**, upon careful examination, validation, and verification of all the eligibility, technical and financial requirements, the **TONTIN PLANT NURSERY** has been found to be the Lowest Calculated and Responsive Bidder;

**WHEREAS**, the detailed evaluation of bids conducted on April 19, 2024, resulted in the following;

Name of Bidder	Bid Amount (As Read)	Bid Amount (As Calculated)
<b>TONTIN PLANT NURSERY</b>	<b>647,900.00</b>	<b>647,900.00</b>

**WHEREAS**, if the BAC determines that the bidder with the Lowest Calculated Bid passes all the criteria for post-qualification, it shall declare the said bidder as LCRB and recommended to the HoPE the award of contract to the said bidder at its submitted bid price or its calculated bid price, whichever is lower, as stated in Section 34.4 of the IRR;

Name of Bidder	ABC	Bid Amount	% Variance from ABC
<b>TONTIN PLANT NURSERY</b>	<b>647,900.00</b>	<b>647,900.00</b>	<b>0%</b>

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

- a) To recommend to the Head of the Procuring Entity (HoPE) to award Purchase Request No. **24-C1084** to **TONTIN PLANT NURSERY** as a Lowest Calculated and Responsive Bidder for the procurement of **SUPPLY AND DELIVERY OF SEEDLINGS** under Bid No **B-24-0023**.

**RESOLVED, FINALLY**, that copies of these resolutions be forwarded to offices concerned for information, guidance, and appropriate action.

Certified true and Correct:

  
**JENES B. MIÑOZA, MPA**  
Head BAC Secretariat

Conformed by:

  
**DR. ROLANDO S. SIMENE, DVM, MRDM**  
BAC-Chairperson


  
**ENGR. RODERICK M. DIGAMON, CE**  
BAC -Vice Chairperson

(On Leave)  
**LARA ZAPHIRE KRISTY N. BERMEJO, MPA**  
BAC Member

  
**LEWIS JAKE G. CAIMAN, CPA**  
BAC Member

  
**ATTY. MARY JUSTICE P. AURELIO-YAP, CPA**  
BAC Member

Action Taken: Approved/Disapproved

  
**DOROTHY P. MONTEJO-GONZAGA**  
Governor  
Head of the Procuring Entity  
Approved on \_\_\_\_\_

**GOVERNMENT WORKS**