



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF BUDGET AND MANAGEMENT  
GENERAL SOLANO ST., SAN MIGUEL, MANILA

**BIDS AND AWARDS COMMITTEE**

**Resolution No. 2019- 67**

**WHEREAS**, the Department of Budget and Management-Bids and Awards Committee (DBM-BAC) conducted a public bidding for the Project, "Lease of Semi-Industrial Document Scanner," with an Approved Budget for the Contract of P7,980,000.00 for three (3) years, through the authorized appropriations under the FY 2020 National Expenditure Program and Multi-year Contractual Authority-BMB-C-190000004;

**WHEREAS**, on October 22, 2019, the Invitation to Bid was posted on the Philippine Government Electronic Procurement System website, the DBM website, and all DBM bulletin boards;

**WHEREAS**, three (3) prospective bidders, namely: (i) Mircoimaging Sales and Services Inc.; (ii) American Technologies Inc.; and (iii) Microdata, responded to the said Invitation and attended the Pre-bid Conference on October 29, 2019;

**WHEREAS**, Supplemental/Bid Bulletin No. 1 was issued on November 5, 2019 to clarify, modify or amend items in the Bidding Documents;

**WHEREAS**, during the submission and opening of bids on November 12, 2019, two (2) bidders submitted their bids, namely: (i) Mircoimaging Sales and Services Inc.; and (ii) American Technologies Inc.;

**WHEREAS**, after preliminary examination of the bids, the BAC, using non-discretionary "pass/fail" criteria, determined the following:

1. The submission of Mircoimaging Sales and Services Inc. as "failed" for its failure to include the computation of its Net Financial Contracting Capacity in the first envelope, as required under Clause 12.1(a)(iii) of Section II. Instructions to Bidders of the Bidding Document; and
2. The submission of American Technologies Inc. as "passed" for complying with all the eligibility and technical requirements as stated in the Bidding Documents;

**WHEREAS**, after evaluation of the financial proposal, the BAC declared the submission of American Technologies Inc. as the Single Calculated Bid in the amount of P5,880,600.00;

**WHEREAS**, Mircoimaging Sales and Services Inc. filed a Request for Reconsideration on November 14, 2019 to the DBM-BAC's declaration finding the former's submission as failed during the opening of eligibility and technical requirements;

**WHEREAS**, the DBM-BAC did not find merit in the Request for Reconsideration of Mircoimaging Sales and Services Inc.;

**WHEREAS**, after careful evaluation, validation and verification of the eligibility, technical and financial proposals of the bid, the BAC found that the submission of American Technologies Inc. passed all the criteria for post-qualification; thus, it was declared as the Single Calculated and Responsive Bid in the amount of P5,880,600.00.

**NOW, THEREFORE**, for and in consideration of the foregoing premises, the BAC **RESOLVED**, as it hereby **RESOLVED**, to recommend to the Secretary of the Department of Budget and Management that the contract for the Project, "Lease of Semi-Industrial Document Scanner," be awarded to American Technologies Inc., in accordance with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations.

  
**THEA MARIE CORINNE F. PALARCA**  
*End-user Representative*

  
**VIRGILIO A. UMPACAN, JR.**  
*B.U.D.G.E.T. Representative*

  
**EDEN D. PANGILINAN**  
*Member*

not present  
**ROWEL D. ESCALANTE**  
*Member*

  
**ROSEMARIE D. PAGALA**  
*Alternate Member*

  
**ANDREA CELENE M. MAGTALAS**  
*Vice Chairperson*

  
**ACHILLES GERARD C. BRAVO**  
*Chairperson*

☒ Approved  
☐ Disapproved

  
**WENDEL E. AVISADO**  
*Secretary, DBM*

Date: \_\_\_\_\_





REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF BUDGET AND MANAGEMENT  
GENERAL SOLANO STREET, SAN MIGUEL, MANILA

**BIDS AND AWARDS COMMITTEE**

DEC 03 2019

**NOTICE OF AWARD**

**MR. JONATHAN M. AGDA**

American Technologies, Inc.  
5 Ideal St. cor. McCollough St.  
Addition Hills, Mandaluyong City

Dear **Mr. Agda:**

We are pleased to inform you that the contract for the Project, "Lease of Semi-Industrial Document Scanners," is hereby awarded to American Technologies, Inc. in the amount of P5,880,600.00.

In this regard, you are hereby required to post a performance security in the amount and form stated in Section 39 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 prior to the signing of the contract.

Thank you and God Bless.

Very truly yours,



**WENDEL E. AVISADO**  
Secretary



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF BUDGET AND MANAGEMENT  
GENERAL SOLANO STREET, SAN MIGUEL, MANILA

**BIDS AND AWARDS COMMITTEE**

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Very truly yours,



**WENDEL E. AVISADO**  
Secretary

1-14-20  
Jonathan M. Agda



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF BUDGET AND MANAGEMENT  
GENERAL SOLANO ST., SAN MIGUEL, MANILA

**BIDS AND AWARDS COMMITTEE**

**NOTICE TO PROCEED**

APR 30 2020

**MR. JONATHAN M. AGDA**

American Technologies, Inc.  
5 Ideal St. cor. McCollough St.  
Addition Hills, Mandaluyong City

Dear **Mr. Agda**:

This is to inform your company that performance of the obligations specified in the attached Contract for the Project, "Lease of Semi-Industrial Document Scanners," shall commence upon receipt of this Notice to Proceed.

Thank you and God Bless.

Very truly yours,

  
**WENDEL E. AVISADO**  
Secretary



I acknowledge receipt and acceptance of this Notice on: June 3, 2020

Name of Consultant and/or Representative: Jonathan M. Agda

Authorized Signature: 

**CONTRACT No. 2020-07**  
**LEASE OF SEMI-INDUSTRIAL DOCUMENT SCANNERS**

This CONTRACT made and entered into by and between the following:

**DEPARTMENT OF BUDGET AND MANAGEMENT**, a government agency created by virtue of the laws of the Republic of the Philippines, with principal office address at General Solano St., San Miguel, Manila, represented herein by its Secretary, **WENDEL E. AVISADO**, hereinafter called the "**DBM**";

- and -

**AMERICAN TECHNOLOGIES, INC.**, a corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at 5 Ideal St. cor. McCollough St., Addition Hills, Mandaluyong City, represented by its duly authorized and designated representative, **JONATHAN M. AGDA**, hereinafter referred to as the "**SUPPLIER**";

WITNESSETH:

**WHEREAS**, the DBM conducted a public bidding for the Project, "Lease of Semi-Industrial Document Scanners," and the bid of the Supplier is in the amount of Five Million Eight Hundred Eighty Thousand Six Hundred Pesos (P5,880,600.00), hereinafter called the "Contract Price";

**WHEREAS**, the Notice of Award was issued to the Supplier last January 14, 2020, and the Supplier posted its performance security in the form of a Bank Guarantee on January 22, 2020, in the amount of P294,030.00;

**NOW, THEREFORE**, for and in consideration of the foregoing premises, the parties hereby mutually stipulate and agree as follows:

1. In this Contract, words and expressions shall have the same meanings as are respectively assigned to them in the General and Special Conditions of Contract referred to in Annex D and E, respectively.
2. The following documents shall form and be read and construed as part of this Contract:  

|         |   |                                |
|---------|---|--------------------------------|
| Annex A | - | Bid Form                       |
| B       | - | Schedule of Requirements       |
| C       | - | Technical Specifications       |
| D       | - | General Conditions of Contract |
| E       | - | Special Conditions of Contract |
| F       | - | Notice of Award                |
| G       | - | Performance Security           |
3. In consideration of the payments to be made by the DBM to the Supplier, the Supplier hereby covenants with the DBM to provide the Goods and Services, which is the Lease of Semi-Industrial Document Scanners, and to remedy defects therein in conformity with the provisions of the Contract.



4. The DBM hereby covenants to pay the Supplier, in consideration of the provision of the Goods and Services, which is the Lease of Semi-Industrial Document Scanners, and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the Contract at the time and in the manner prescribed by the Contract.
5. Entire Agreement. All parties agree that this Contract, including the attached Annexes, contains their full agreement and supersedes all previous agreements, either written or oral, if there are any. No agreements, understandings, commitments, discussions, warranty, representations or other covenants, whether oral or written, between the parties are included in this Contract, including the attached Annexes, except as set forth herein.

**IN WITNESS WHEREOF**, the parties hereto have signed this Contract on this \_\_\_\_ day of 07 FEB 2020, 2020 at General Solano St., San Miguel, Manila, Philippines.

DEPARTMENT OF BUDGET  
AND MANAGEMENT


by:

  
**WENDEL E. AVISADO**  
*Secretary*




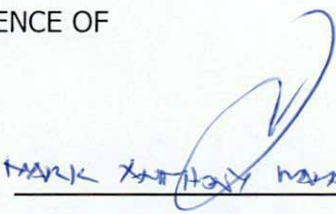
AMERICAN TECHNOLOGIES, INC.

by:

  
**JONATHAN M. AGDA**  
*Duly Authorized and Designated Representative*

SIGNED IN THE PRESENCE OF

  
**THEA MARIE CORINNE F. PALARCA**  
*Director IV*  
Administrative Service

  
MARK ANTHONY NARVES

**CERTIFIED FUNDS AVAILABLE**

  
**JEFFREY DM. GALARPE**  
Officer-in-Charge, ACCOUNTING DIVISION

ORS No: 02/01/2020-01-69  
ORS Date: 01/23/2020

## ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES )  
CITY OF MANILA ) S.S.

**BEFORE ME**, a Notary Public for and in the City of CITY OF MANILA, Philippines on this \_\_\_\_\_ day of 07 FEB 2020, 2020 personally appeared the following:

| NAME                     | VALID ID               | VALID UNTIL |
|--------------------------|------------------------|-------------|
| <b>WENDEL E. AVISADO</b> | DBM ID No. 4601        |             |
| <b>JONATHAN M. AGDA</b>  | Passport No. P5543320A | 05 Jan 2028 |

known to me to be the same persons who executed the foregoing Contract and who acknowledged to me that the same is their free and voluntary act and deed and of the entities they respectively represent.

This CONTRACT for the Lease of Semi-Industrial Document Scanners was signed by the parties, and their material witnesses on each and every page thereof.

WITNESS MY HAND AND SEAL this \_\_\_\_\_ day of 07 FEB 2020, 2020.

Doc. No. 221;  
Page No. 45;  
Book No. 1;  
Series of 2020.

**ATTY. GILBERTO B. PASIMANERO**  
Notary Public Until Dec. 31, 2021  
Notarial Commission No. 2020-030  
IBP# 012831 Pasig - 10-7-2019  
PTR# MIA 9112245-1-02-2020  
Roll# 25473, TIN# 103-098-346  
MCLE Compl. No. VI-0011418 until 4-14-2022

SUBSCRIBED AND SWORN TO BEFORE  
ME THIS FEB 07 2020  
AT MANILA, PHILIPPINES

Doc. No. 440;  
Page No. 40;  
Book No. 24;  
Series of 2020

**ATTY. GARY CAMITAN AURE**  
NOTARY PUBLIC, ROLL NO. 60777

PTR No. 9132171 Issued on Jan. 3, 2020 Until Dec. 31, 2020 Manila  
IBP Lifetime No. 614501 issued on Feb. 2, 2016

Commission No. 2020-021 Issued on Jan. 31, 2020 Until Dec. 31, 2021 Manila  
MCLE No. VI-0006796 Issued on Feb. 20, 2018 at Pasig City Valid Until April 14, 2022  
Office: G/F YMCA Building, 358 Antonio Villegas Street, Ermita, Manila

Before me a notary  
appeared to me with the  
identify on this MAY 22 2020

**ATTY. JOHN EDWARD TRINIDAD ANG**  
Notary Public for City Manila- Valid 12/31/2021  
Notarial Commission No. 2020 - 033  
2/F Midland Plaza Hotel, Adreatico st., Ermita, MIA,  
IBP NO. 101538 / Jan. 6, 2020 - Pasig City  
PTR. NO. 9115583 / Dec. 27, 2019 - Manila  
MCLE COMPLIANCE NO. VI-0017186 12-24-20

DOC NO.: 343  
PAGE NO.: 27  
BOOK NO.: 201  
SERIES OF 2020