



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

BIDS AND AWARDS COMMITTEE

Resolution No. 2021-25

WHEREAS, the Department of Budget and Management-Bids and Awards Committee (DBM-BAC) conducted Public Bidding for the Project, "Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget and Management Bureau-C and Bureau-D Offices," which is composed of the following: Lot 1 – Budget and Management Bureau-C Office; and Lot 2 - Budget and Management Bureau-D Office, with Approved Budgets for the Contract of P2,000,000.00 for each Lot, with a total of P4,000,000.00, through the authorized appropriations under the FY 2021 General Appropriations Act, as reflected in the CY 2021 Annual Procurement Plan;

WHEREAS, on March 9, 2021, the Invitation to Bid for the Project was posted on the Philippine Government Electronic Procurement System (PhilGEPS) website, the DBM website, and all DBM bulletin boards;

WHEREAS, on April 6, 2021, after preliminary examination of the bids, the DBM-BAC, using non-discretionary "pass/fail" criteria, determined the following:

- 1) The submissions of Interworld Enterprises (Interworld), My Dreamhome Builder, Inc. (My Dreamhome), Multi-B Construction Corporation (Multi-B), and ITC Corporation (ITC) for Lot 1 and Lot 2 as "passed" for complying with all the eligibility and technical requirements as stated in the Bidding Documents; and
- 2) The submission of Padavela Business Development and Consultancy Corporation for Lot 1 as "failed" for failing to submit its financial proposal in a separate sealed bid envelope as required in the Bidding Documents (Clauses 10.1 and 11.1 of Section II. Instructions to Bidders) pursuant to Section 25.1 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184.

Section 25.1 of the 2016 Revised IRR of RA No. 9184 states that the "[b]idders shall submit their bids through their duly authorized representative using the forms specified in the Bidding Documents in **two (2) separate sealed bid envelopes**, or two (2) password-protected Bidding Documents in compressed archive folders, in case of electronic bid submission, and which shall be submitted simultaneously. **The first shall contain the technical component of the bid, including the eligibility requirements under Section 23.1 of this IRR for the procurement of Goods and Infrastructure Projects, and the second shall contain the financial component of the bid.**" (emphasis supplied);

Relatedly, Section 30.1 of 2016 Revised IRR of RA No. 9184 provides, among others, that "[t]he **BAC shall open the first bid envelopes** in public 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."** (emphasis supplied);

WHEREAS, after evaluation of the financial components of the bids determined as "passed" for both Lot 1 and Lot 2, the bidders were ranked according to their bid submissions:

- | | | |
|-----------------|---|------------------------------|
| 1. My Dreamhome | - | P1,780,000.00 (for each Lot) |
| 2. Multi-B | - | P1,800,000.00 (for each Lot) |
| 3. ITC | - | P1,888,888.88 (for each Lot) |
| 4. Interworld | - | P1,900,000.00 (for each Lot) |

WHEREAS, the DBM-BAC accordingly declared the submissions of My Dreamhome for both Lot 1 and Lot 2 as the Lowest Calculated Bids in the amount of P1,780,000.00 for each Lot;

WHEREAS, after verification, validation, and ascertainment of all statements made and documents submitted by My Dreamhome, using non-discretionary criteria, as stated in the Bidding Documents, it was determined that the bid submissions of My Dreamhome for Lot 1 and Lot 2 are inconsistent with the prescribed contents of the Bidding Documents, particularly Section VI. Schedule of Requirements (as revised under Supplemental Bid Bulletin No. 1 dated March 30, 2021);

WHEREAS, under BAC Resolution No. 2021-22 dated April 13, 2021, the DBM-BAC resolved as follows:

- 1) To declare the post-disqualification of My Dreamhome for the Project, "Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget and Management Bureau-C and Bureau-D Offices," for both Lot 1 (Budget and Management Bureau-C Office) and Lot 2 (Budget and Management Bureau-D Office) and to notify the said bidder in writing about its post-disqualification and the grounds for it, pursuant to Section 34.5 of the of the 2016 Revised IRR of RA No. 9184; and
- 2) To initiate and complete the post-qualification process on the bidder with the second Lowest Calculated Bids for both Lot 1 and Lot 2, Multi-B, pursuant to Section 34.6 of the same IRR;

WHEREAS, the DBM-BAC issued the Notice of Post-disqualification to My Dreamhome on April 19, 2021;¹

WHEREAS, Section 55.1 of the 2016 Revised IRR of RA No. 9184 provides, among others, that "[d]ecisions of the BAC at any stage of the procurement process may be questioned by **filing a request for reconsideration within the three (3) calendar days upon receipt of written notice** or upon verbal notification." (emphasis supplied);

¹ Dated April 19, 2021, sent via email to My Dreamhome on the same date

WHEREAS, upon verification with the DBM Central Records Division on April 26, 2021, it was gathered that, as of said date, no request for reconsideration from My Dreamhome was received on the DBM-BAC's Notice of Post-disqualification;

WHEREAS, Section 34.6 of the 2016 Revised IRR of RA No. 9184 provides that "[i]mmediately after the BAC has notified the first bidder of its post-disqualification, and notwithstanding any pending request for reconsideration thereof, the BAC shall initiate and complete the same post-qualification process on the bidder with the second Lowest Calculated Bid/Highest Rated Bid. **If the second bidder passes the post-qualification, and provided that the request for reconsideration of the first bidder has been denied, the second bidder shall be post-qualified as the bidder with the LCRB or HRRB.**" (emphasis supplied);

WHEREAS, considering the foregoing, and pursuant BAC Resolution No. 2021-22, after verification, validation, and ascertainment of all statements made and documents submitted by Multi-B, using non-discretionary criteria, as stated in the Bidding Documents, the DBM-BAC found that the submissions of Multi-B for both Lot 1 and Lot 2 passed all the criteria for post-qualification.

NOW, THEREFORE, for and in consideration of the foregoing premises, the DBM-BAC **RESOLVED**, as it is hereby **RESOLVED**, the following:

1. To declare the bids of Multi-B Construction Corporation for the Project, "Replacement of Tiles and Repainting of the Interior Walls and Finishes of Budget and Management Bureau-C and Bureau-D Offices," for both Lot 1 (Budget and Management Bureau-C Office) and Lot 2 (Budget and Management Bureau-D Office) in the amounts of P1,800,000.00 (for each Lot) as the Lowest Calculated and Responsive Bids, in accordance with Section 34.6 of the 2016 Revised IRR of RA No. 9184;
2. To recommend to the DBM Secretary, as the Head of the Procuring Entity, that the contracts for the Project for each Lot be awarded to Multi-B Construction Corporation in the above-mentioned amounts, in accordance with Section 37.1.1 of the 2016 Revised IRR of RA No. 9184; and
3. To notify all other bidders, in writing, of the DBM-BAC's recommendation within three (3) calendar days from the issuance of the resolution recommending award of the contracts, pursuant to Section 37.1.1 of the 2016 Revised IRR of RA No. 9184.

ADOPTED, this 27th day of April 2021 at the Department of Budget and Management, General Solano St., San Miguel, Manila.

 Thea Marie
Corinne F. Palarca

THEA MARIE CORINNE F. PALARCA
End-user Representative



Digitally signed
by Virgilio A.
Umpacan Jr.

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

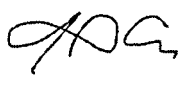


Digitally signed by Dante
B. De Chavez

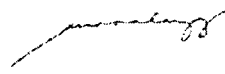
DANTE B. DE CHAVEZ
Member

not present

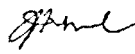
ROWEL D. ESCALANTE
Member

 Digitally signed by
Ryan S. Lita

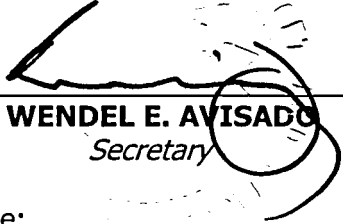
RYAN S. LITA
Member

 Digitally signed
by Andrea Celene
M. Magtals

ANDREA CELENE M. MAGTALAS
Vice Chairperson

 Digitally signed by
Janet B. Abuel
JANET B. ABUEL
Chairperson

Approved
 Disapproved


WENDEL E. AVISADO
Secretary

Date: _____

