

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig City

65th TESDA BOARD MEETING
19 September 2008, Friday, 2:00 p.m.
7th Floor TESDA Board Room, Office of the Chair
Taguig City

Resolution No. 2008-27
(Page 1 of 3 pages)

APPROVING THE AWARD OF CONTRACT TO FELTA MULTIMEDIA, INC. AMOUNTING TO Php5,988,450.00 FOR THE SUPPLY AND DELIVERY, OF VARIOUS COURSEWARE LEARNING MATERIALS UNDER CLMTES-02 THROUGH NEGOTIATED PROCUREMENT

WHEREAS, Section 8, paragraph 3 of Republic Act No. 7796 otherwise known as the "Technical Education and Skills Development Act of 1994" grants the TESDA Board the power to enter into, make, execute, perform and carry out domestic and foreign contracts subject to existing law, rules and regulations;

WHEREAS, in the exercise of this power, the TESDA Board shall approve all contracts both local and foreign entered into by the Technical Education and Skills Development Authority (TESDA);

WHEREAS, the Bids and Awards Committee (BAC) as mandated by Republic Act No. 9184 otherwise known as the "Government Procurement Reform Act" is the body tasked to post invitation to bid, conduct pre-bid conferences, determine the eligibility of prospective bidders, receive and open bids, conduct the evaluation of bids, undertake post-qualification proceedings, and recommend award of contracts to the Head of the Procuring Entity;

WHEREAS, the Technical Education and Skills Development Authority intends to apply the sum of Php12,240,000.00 being the total Approved Budget for the Contract (ABC) for the supply and delivery of various Courseware Learning Materials under CLMTES-02;

WHEREAS, during the first bid opening conducted in 22 May 2007, no bidders appeared and no bids were submitted prompting the Bids and Awards Committee (BAC) declare a failure of bid and to schedule a rebidding through BAC Resolution No. 028 series of 2007;

WHEREAS, during the second bid opening conducted in 04 July 2007, again no bidders appeared and no bids submitted, and the BAC recommended for a negotiated procurement under BAC Resolution No. 041 series of 2007;

WHEREAS, Section 53 of the Implementing Rules and Regulations-A of RA No. 9184 on negotiated procurement states that "this is a method of procurement of goods, infrastructure projects and consulting services" whereby the procuring entity directly negotiates a contract with a technically and legally capable supplier, where there has been failure of public bidding for the second time as provided in Section 35 of the RA No. 9184;

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WHEREAS, the Bids and Awards Committee authorized the end-user and the Procurement and Supply Division (PSD) to negotiate with the suppliers/distributors for courseware learning materials by requiring them to submit proposals and sample videos/manuals for said requirement;

WHEREAS, during the negotiations two (2) suppliers/distributors submitted their proposals namely: (1) F & J De Jesus, and (2) Felta Multimedia, Inc.;

WHEREAS, upon evaluation of the technical specifications and price offered by the suppliers/distributors, both were found to be responsive and conformed to all the technical specifications as required by TESDA;

WHEREAS, during the 36th Finance TESDA Board-TESDA Secretariat Consultation Meeting on 18 September 2008, the TESDA Secretariat through the Bids and Awards Committee recommended for approval the award of contract to **FELTA MULTIMEDIA, INC.** for the procurement of various courseware learning materials under CLMTES-02 through Negotiated Procurement;

WHEREAS, the following documents have been appended which shall form as an integral part of this Resolution:

- a. *BAC Resolution No. 040-2008*
- b. *BAC Resolution No. 041-2007*
- c. *BAC Resolution No. 028-2007*
- d. *Abstract of Price Quotation*
- e. *Proposal*
 1. *F & J De Jesus, Inc.*
 2. *Felta Multi Media, Inc.*
 3. *Forefront Book Co., Inc.*
 4. *Biblioteka Bookstore*
 5. *EDCA Publishing & Distributing Corporation*
 6. *Alexan Book Division*
 7. *Goodwill Trading Co., Inc.*
- f. *Certificate as to Availability of Funds (CAF)*
- g. *Duly Notarized Certification of the Agency Head certifying that all procedures are in accordance with existing laws*

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WHEREAS, in the 61st EXCOM-TESDA Board Meeting, 19 September 2008, the members of the TESDA Board favorably endorsed the award of contract to **FELTA MULTIMEDIA, INC.** for the procurement of various courseware learning materials under CLMTES-02 through Negotiated Procurement.

NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, that the TESDA Board in its meeting today, 19 September 2008 approves the award of contract to **FELTA MULTIMEDIA, INC.** amounting to **Php5,988,450.00** for the procurement of various courseware learning materials under CLMTES-02 through Negotiated Procurement.

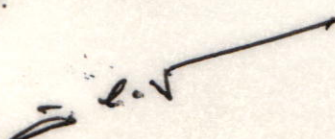
BE IT RESOLVED FURTHER, that the Board authorizes Secretary Augusto Boboy Syjuco, Director General, Technical Education and Skills Development Authority (TESDA) to sign the final terms and conditions of the contracts in behalf of TESDA, in accordance with the mandates of this board resolution.

BE IT RESOLVED FINALLY, that copies of this Resolution shall be disseminated to concerned offices for their information and guidance.

Approved this 19th day of September 2008.


MA. ADORINDA DE JESUS-FORRO
Board Secretary VI

Attested by:



SEC. AUGUSTO BOBOY SYJUCO, Ph.D
Alternate Chair, TESDA Board
Director General
Technical Education and Skills Development Authority

TESDA



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