



BIDS AND AWARDS COMMITTEE
(CENTRAL OFFICE)

RESOLUTION NO. 30-2019

RECOMMENDING THE AWARD OF CONTRACT TO K.O.B.S. CUSTOMERS FIRST TRADING INC. FOR THE PROCUREMENT OF PHOTOGRAPHIC EQUIPMENT UNDER LOT 2 OF THE SUPPLY, DELIVERY, CONFIGURATION AND SETUP OF VARIOUS MULTIMEDIA EQUIPMENT FOR THE TESDA CENTRAL OFFICE UNDERTAKEN THROUGH NEGOTIATED PROCUREMENT

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 invitations to bid, to conduct pre-bid conferences, to determine the eligibility of prospective bidders, to receive and open bids, to conduct the evaluation of bids, to conduct post-qualification and to recommend award of contracts to the Head of the Procuring Entity;

WHEREAS, the Technical Education and Skills Development Authority (TESDA) intends to apply the sum of One Million Nine Hundred Fifty-Three Thousand Two Hundred Twenty-Four Pesos and 67/100 (Php1,953,224.67) for the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office. Copies of the Terms of Reference (TOR) and Certificate as to Availability of Funds (CAF) are hereto attached as Annexes "A" and "B", respectively;

WHEREAS, the BAC declared a first failure of bidding for the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office pursuant to BAC Resolution No. 02-2019 dated 04 February 2019. A copy of said BAC Resolution is hereto attached as Annex "C";

WHEREAS, pursuant to Section 35.2 and 35.3 of the 2016 Revised Implementing Rules and Regulations (RIRR) of RA 9184 in order to determine the reason for the failed bidding, the BAC shall conduct a mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents, including its cost estimates. Based on its findings, the BAC shall revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, and conduct a rebidding with re-advertisement and/or posting, as provided for in Section 21.2 of the 2016 RIRR of RA 9184;

WHEREAS, the end-user submitted to the BAC the revised technical specifications of the items subject of the procurement for the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office - Rebidding as a result of the mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents;

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WHEREAS, the BAC conducted a re-bidding for the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office. However, during the bid opening on 21 May 2019, no bidder submitted its bid for Lot 2 (Photographic Equipment). As such, the BAC declared a second failure of bidding for said lot pursuant to BAC Resolution No. 17-2019 dated 02 July 2019. A copy of said BAC Resolution is hereto attached as Annex "D";

WHEREAS, pursuant to Section 35.2 and 35.3 of the 2016 RIRR of RA 9184 in order to determine the reason for the failed bidding, the BAC shall conduct a mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents, including its cost estimates. Based on its findings, the BAC shall revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, and conduct a rebidding with re-advertisement and/or posting, as provided for in Section 21.2 of the 2016 RIRR of RA 9184. A copy of the revised TOR is hereto attached as Annex "E";

WHEREAS, the BAC resorted to negotiated procurement as provided under Section 53.1 of the RIRR of RA 9184 since there was already an occurrence of second failure of bidding for the Lot 2 (Photographic Equipment) under the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office - Rebidding;

WHEREAS, the ABC for the Procurement of Photographic Equipment under Lot 2 of the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office amounting to Five Hundred Four Thousand One Hundred Ninety-Six Pesos (₱504,196.00) was adjusted to Three Hundred Twenty-Seven Thousand Four Hundred Eighty-Six Pesos and 27/100 (₱327,486.27) since there were changes in the technical specifications of the items to be procured;

WHEREAS, the BAC invited suppliers to participate for the Procurement of Photographic Equipment under Lot 2 of the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office (Negotiated Procurement - Two Failed Biddings) namely 16/35MM Production Supply, Advance Solutions, Inc., Compucare Center, Infoworx Inc. and Microbase Incorporated. However, the invited bidders did not submit any of its bids. Copies of the documents are hereto attached as Annexes "F", "G", "H", "I" and "J", respectively;

WHEREAS, pursuant to IV.E.2. of Annex "H" of the 2016 RIRR of RA 9184, TESDA advertised the Request for Quotation (RFQ) for the Procurement of Photographic Equipment under Lot 2 of the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office (Negotiated Procurement - Two Failed Biddings) in the websites of the Philippine Government Electronic Procurement System (PhilGEPS) and TESDA and posted the same at the bulletin board near TESDA Gate 1 on 05 December 2019. The proof of posting of the RFQ is hereto attached as Annexes "K", "L" and "M", respectively;

Handwritten marks: a blue checkmark, a blue 'A', a signature 'Jw', and a blue '7'.

WHEREAS, K.O.B.S. Customers First Trading Inc. is the lone supplier which signified its interest to participate in said negotiated procurement by submitting its quotation. A copy of the quotation of K.O.B.S. Customers First Trading Inc. is hereto attached as Annex "N";

WHEREAS, in its meeting on 18 December 2019, the evaluation report of the TWG on the eligibility requirements and quotation of K.O.B.S. Customers First Trading Inc. was presented to the BAC. A copy of the TWG Report is hereto attached as Annex "O";

WHEREAS, upon careful examination of the quotation and other legal, technical and financial documents submitted by K.O.B.S. Customers First Trading Inc., the bid offer of K.O.B.S. Customers First Trading Inc. has been determined as the Single Calculated and Responsive Quotation (SCRQ) for the Procurement of Photographic Equipment under Lot 2 of the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office (Negotiated Procurement - Two Failed Biddings);

NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, to award the contract to K.O.B.S. Customers First Trading Inc. for the Procurement of Photographic Equipment under Lot 2 of the Supply, Delivery, Configuration and Setup of Various Multimedia Equipment for the TESDA Central Office (Negotiated Procurement - Two Failed Biddings) in the amount of Three Hundred Eight Thousand Eight Hundred Eighty-Eight Pesos and 88/100 (P308,888.88) subject to procurement law and government accounting and auditing rules and regulations.

Resolved this 18th day of December, 2019.


MARIANO MICHAEL M. VELARDE, JR.
BAC Chairperson

ABSENT
DAVID B. BUNGALLON
BAC Vice Chairperson


ATTY. MARICHELLE D. DE GUZMAN
BAC Member


MA. MAGDALENA P. BUTAD
BAC Member


RENATO L. GERON
BAC Member

ABSENT
MARISSA G. LEGASPI
BAC Provisional Member


LOURDES F. CASTANTE
BAC Provisional Member

Approved

Disapproved


SEC. ISIDRO S. LAPEÑA, PhD., CSEE
Director General