



**BAC RESOLUTION RECOMMENDING AWARD FOR THE
CONSTRUCTION OF POWERHOUSE, EXTENSION OF PRIMARY LINE &
RELOCATION OF TRANSFORMER AT PHILRICE CMU FIELD OFFICE**

PB AES INFRA 22-01-01

**RESOLUTION No. 10
Series of 2022**

WHEREAS, on 07 February 2022, the Philippine Rice Research Institute advertised the call for bidding for the project **Construction of Powerhouse, Extension of Primary Line & Relocation of Transformer at Philrice CMU Field Office under PB AES INFRA 22-01-01** with an ABC amounting to **Three Million Two Hundred One Thousand Four Hundred Eighty-One and 50/100 pesos only (P3,201,481.50)**;

WHEREAS, in response to the aforesaid advertisement, there was one (1) bidder found in the Document Request List (DRL) of PhilGEPS: Esha Construction and Supply;

WHEREAS, on 17 February 2022, the Bids and Awards Committee (BAC) Member and TWG – Infra projects convened for the scheduled Pre-Bid Conference;

WHEREAS, there were two (2) prospective bidders who attended the Pre-Bid Conference viz: RMB Builders Inc. and Sandiv Construction;

WHEREAS, there were three (3) prospective bidders who purchased the bidding document for the project and subsequently submitted bid proposal for the project within the prescribed timeline, viz: Sunstone Construction & Supply, RMB Builders Inc. and Batua Engineering Services and Construction Supply;

WHEREAS, during the bid opening on 03 March 2022, the Bid Proposals of the three (3) bidders were examined and only one bidder was declared Eligible as per its Eligibility and Technical Components (First Envelope);

WHEREAS, the first bid envelope submitted by RMB Builders Inc., was declared disqualified on the ground that their bid envelope was unmarked, bearing only the name and address of their company;

WHEREAS, the second envelope submitted by Batua Engineering Services & Construction Supply was respectively opened and was found out to contain three envelopes marked: Original Bid, "Copy 1" and Copy 2";

WHEREAS, upon examination of the Technical Component of the original bid envelope submitted, the Bids and Awards Committee and the TWG for



Infrastructure Projects, with the presence of the representatives from Commission on Audit (COA), found out that said envelope lacks the Statement of the Single Largest Completed Contract (SLCC);

WHEREAS, only the supporting documents for the Statement of Single Largest Completed Contract (Notice to Proceed, Construction Contract, Certificate of Acceptance and Certificate of Completion) were attached to the tabbing designated for the SLCC, which failed the provision of Sec.30.1 of the 2016 Revised IRR of RA 9184. Thus, declared disqualified;

WHEREAS, the third envelope submitted by Sunstone Construction & Supply was found to be properly marked, sealed and signed and was rated passed as to its Technical and Eligibility documents;

WHEREAS, the Financial Proposal of Sunstone Construction & Supply was opened and read as Php2,969,100.29 and will be subject for detailed evaluation to objectively consider the completeness of the bid and arithmetical corrections;

No.	Name of Bidder	Bid Amount (As Read)
1	Sunstone Construction and Supply	Php 2,969,100.29

WHEREAS, the TWG-Infrastructure projects presented its Comparative Analysis and report to the BAC (copy hereto attached), and accordingly recommended the following:

“After careful evaluation and scrutinization of the data, the undersigned is hereby reporting the following findings:

- 1.Sunstone Construction & Supply is COMPLAINT to all the technical specifications being required by Philrice for the project;
2. Sunstone Construction & Supply has an as-calculated bid amount of Php 2,969,100.29 which coincides with their reflected bid amount in the bid form (as-read bid amount), and therefore;
3. Sunstone Construction & Supply is the SINGLE CALCULATED and RESPONSIVE BIDDER.”

WHEREAS, on 03 March 2022, the TWG – Infra projects and BAC members, conducted Post-Qualification evaluation to verify, validate and ascertain the authenticity and genuineness of all statements and documents submitted by Sunstone Construction & Supply, pursuant to Section 34 of the Revised IRR of RA 9184;

WHEREAS, upon careful examination and evaluation of all the documents submitted and after post-qualification, **Sunstone Construction & Supply** was declared as the bidder who has the **SINGLE RATED & RESPONSIVE BID** for the project.



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

1. To **AWARD** the project Construction of Powerhouse, Extension of Primary Line and Relocation of Transformer at Philrice CMU Field Office under PB AES INFRA 22-01-01 to **SUNSTONE CONSTRUCTION & SUPPLY** of 1607 Sto. Niño, Poblacion 2, Midsayap, Cotabato in the amount of **TWO MILLION NINE HUNDRED SIXTY-NINE THOUSAND ONE HUNDRED AND 29/100 PESOS ONLY (PHP2,969,100.29)**; and
2. To **RECOMMEND** for approval by the Branch Director, the foregoing findings.

RESOLVED, this 14th day of March 2022.


JASMIN J. REYES
BAC Chairperson


JEHRU C. MAGAHUD
Member


KHAREN R. GALVEZ
Member


CHERRYL U. SEVILLE
BAC Vice Chairperson


DIONRILL C. NOJA
Provisional Member/End User


JOENEFFER A. PEREZ
TWG – Infra projects

APPROVED: ,


CAESAR JOVENTINO M. TADO
Branch Director





Philippine Rice Research Institute

PHILRICE Agusan Experiment Station
Basilisa, RTRomualdez, 8611 Agusan del Norte

Quality Rice. Quality Life.

NOTICE OF AWARD

March 17, 2022

Mr. ARNULFO S. LUMANLAN

Owner

Sunstone Construction & Supply

Midsayap, North Cotabato

Dear **Mr. Lumanlan**:

We are pleased to notify you that the project: **Construction of Powerhouse, Extension of Primary Line & Relocation of Transformer at Philrice CMU Field Office under Public Bidding No. PB AES INFRA 22-01-01** is hereby awarded to you as the bidder having the Single Calculated & Responsive Bid at a Contract Price equivalent to **Two Million Nine Hundred Sixty-Nine Thousand One Hundred and 29/100 pesos only (P2,969,100.29)**. It should be understood that the awarding of the contract to your company should be subject to the following terms and conditions:

1. Completion Period must be **One Hundred Five Calendar Days (105 CD)**;
2. The coverage of work shall be as provided for in the bid tenders/documents issued by this office notwithstanding any errors on the drawings or the specifications or underestimate in the quantities and values of work thereat; therefore, any item overlooked in the Bill of Quantities shall be furnished by the Contractor at no cost to PhilRice; and
3. Submission to this office, three (3) sets of the following documents:
 - a. Performance Bond in the form of Surety Bond (with Insurance Commission Certificate), Bank Guarantee or a Cash Bond equivalent to 30% or 10%, respectively, of the project cost;
 - b. Construction Safety and Health Manual;
 - c. Construction Schedule & S-Curve;
 - d. PERT-CPM;
 - e. Manpower Utilization Schedule;
 - f. Equipment Utilization Schedule;
 - g. Construction Methods.

You are therefore required, within ten (10) calendar days from the receipt of this Notice of Award, to formally enter into contract with us. Failure to enter into the said contract or provide the above requirements shall constitute a sufficient ground for cancellation of this award and forfeiture of your Bid Security.

If the above terms and conditions are acceptable to you, kindly indicate by signing on the space provided below.

Thank you very much.

Very truly yours,


CAESAR JOVENTINO M. TADO
Branch Director

Conforme:


(Signature over Printed Name)
Date: 3/21/22

*A food-secure and resilient Philippines
with empowered and prosperous farmers and fisherfolk*



CONSTRUCTION CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This Construction Contract (Contract) made and entered into by and between:

The **PHILIPPINE RICE RESEARCH INSTITUTE**, a government-owned and controlled corporation created by virtue of Executive Order No. 1061, with its Central Experiment Station at Maligaya, Science City of Muñoz, Nueva Ecija, represented herein by its Branch Director (Agusan Experiment Station), **CAESAR JOVENTINO M. TADO**, hereinafter referred to as "PHILRICE";

- and -

The **SUNSTONE CONSTRUCTION & SUPPLY**, a duly licensed construction firm with office address at 1607 Sto. Niño Street, Poblacion 2, Midsayap, Cotabato, represented, herein by its owner, **MR. ARNULFO S. LUMANLAN**, herein after referred to as "CONTRACTOR".

WITNESSETH:

WHEREAS, a public bidding was held on 03 March 2022 at Philrice CMU Field Office – Musuan, Maramag, Bukidnon for the project: **"Construction of Powerhouse, Extension of Primary Line & Relocation of Transformer at Philrice CMU Field Office"** under Public Bidding No. PB AES INFRA 22-01-01.

WHEREAS, the Bids and Awards Committee recommended to the Branch Director that the project shall be awarded to the CONTRACTOR, its offer being the most advantageous to the Philippine Government;

NOW, THEREFORE, for and in consideration of the foregoing premises, the parties hereto agree as follows:

1. The CONTRACTOR, in consideration of the sum **TWO MILLION NINE HUNDRED SIXTY-NINE THOUSAND ONE HUNDRED AND 29/100 PESOS ONLY (PHP2,969,100.29)**, payable based on progress billing for actual work completed and approved by the Owner's Representative/s, shall pursue and deliver to PHILRICE the project entitled **"Construction of Powerhouse, Extension of Primary Line & Relocation of Transformer at Philrice CMU Field Office"** under **Public Bidding No. PB AES INFRA 22-01-01** located at Philrice CMU Field Office – Musuan, Maramag, Bukidnon, as described in the Bid Documents and summarized in Annex "A", within **ONE HUNDRED FIVE CALENDAR DAYS (105 CD)**.
2. The minimum facilities required by the Building Code, the Fire Code, the Sanitation Code and other relevant Codes which have not been properly reflected in the Request for Quotation, shall nevertheless, be provided by the CONTRACTOR at no additional cost to PHILRICE.
3. In the implementation of the project, the CONTRACTOR shall perform his obligations as an independent contractor with sufficient tools, equipment, and workers. This Contract does not establish an employer-employee relationship between PHILRICE and the CONTRACTOR and his workers.
4. The provisions of RA 9184 and its IRR, shall govern and are deemed written into this Contract. In addition to any of the causes for termination of this Contract as provided for in RA 9184 and its Implementing Rules and Regulations, and the Bid


Documents, any of the following shall also constitute as sufficient ground for the termination of this Contract by PHILRICE:

- a) Failure to comply and strictly observe the Labor Code and the Social Security System requirements.
 - b) Failure to submit to PHILRICE a bio-data of each of the Contractor's personnel complete with their pictures and their usual signatures and fingerprints before deployment, and failure of his workers to wear identification cards at all times while inside the PHILRICE premises.
 - c) Giving or promising to give any money or gift to any official or employee of PHILRICE to secure and implement this Contract.
 - d) Non-compliance or non-conformance with the Integrated Management System (IMS) and Intellectual Property Policies of PHILRICE.
 - e) Conduct or behavior constituting infractions, offenses, felonies or other crimes by the Contractor or his workers, against PHILRICE and its employees, and third parties while inside the PHILRICE Compound, such as but not limited to taking out any materials, supplies, utilities, or garbage.
5. Disbursement of funds under this Contract shall be in accordance with the existing government accounting and auditing rules and regulations.
6. The exclusive venue of any action arising from this Contract shall be the 1st Municipal Circuit Trial Court (Magallanes-Las Nieves-Remedios T. Romualdez) or the Regional Trial Court of Cabadbaran City, Agusan del Norte.

IN WITNESS HEREOF, the parties have set their hands this _____
at _____.

PHILIPPINE RICE RESEARCH INSTITUTE

BY:


CAESAR JOVENTINO M. TADO
Branch Director
PhilRice Employment ID No. 97-1005
Issued on October 1997
Issued at Science City of Muñoz, Nueva Ecija

SUNSTONE CONSTRUCTION & SUPPLY

Contractor


ARNULEO S. LUMANLAN
Proprietor

SIGNED IN THE PRESENCE OF:


JASMIN J. REYES
RCEF Coordinator


Contractor's Representative

CERTIFIED FUNDS AVAILABLE:



KHAREN R. GALVEZ
AO II

Republic of the Philippines)
Province of Cotabato) S.S.
)

ACKNOWLEDGMENT

Before me this APR 01 2022, appeared the above-mentioned persons with PhilRice ID and Valid IDs indicated below their respective names and known to me to be the same persons who executed the foregoing Construction Contract signed by them and their instrumental witnesses and acknowledged the same to be their free voluntary act and deed and the corporations herein presented.

Doc. No. 540;
Page No. 68 ;
Book No. Cebu, P.I.
Series of 2022.


ALBERTO T. ERAS
Notary Public
For the Province of Cotabato
Until June 30, 2022
PTR - 0737634/01-03-22
TIN - 178-199-762
ROLL NO. 32490 / IBP- 196224-01-05-22

ANNEX “A”
Summary of Expected Outputs in the Project

“Construction of Powerhouse, Extension of Primary Line & Relocation of Transformer at Philrice CMU Field Office (PB AES INFRA 22-01-01)” at PhilRice Agusan Experiment Station

I. GENERAL

The facilities shall present itself as beautiful and sturdy structures with excellent finishing and high-quality workmanship, fully functional, useful and free from any defect or substandard materials and with conformance to specified quality that PhilRice requires.

II. SITEWORK

All materials, equipment and other facilities necessary to be used in the site work shall be prepared before starting the work. All obstructions and physical hindrances shall be removed from the project site. However, preservation of natural elements (i.e., trees and plants beside or along the project area shall be, as much as possible, maximized and preserved.)

III. CIVIL WORKS

The work includes, but is not limited to, the following:
Road Concreting from Research Building to Motorpool, Toll Gate and Administration Building

General

1. Cleaning and clearing of site. Upon completion, the temporary facility, right of way, borrow pits, and all ground occupied by the contractor in connection with the work shall be removed and cleaned of all excess materials, operation of the structure ready for use; and
2. Compliance to the Integrated Management System (IMS) Policy of PhilRice.

----- nothing follows -----



Philippine Rice Research Institute
PHILRICE Agusan Experiment Station
Basilisa, RTRomualdez, 8611 Agusan del Norte

Quality Rice. Quality Life.

NOTICE TO PROCEED

March 28, 2022

MR. ARNULFO S. LUMANLAN

Proprietor

Sunstone Construction & Supply

1607 Sto. Niño Street, Poblacion 2,

Midsayap, North Cotabato

Dear Mr. Lumanlan:

In accordance with our signed Contract, notice is hereby given to Sunstone Construction & Supply to proceed with the project PB AES INFRA 22-01-01: Construction of Powerhouse, Extension of Primary Line and Relocation of Transformer at Philrice CMU Field Office under Contract #: CMU2022-04-014, within seven (7) calendar days upon receipt of this notice.

In relation thereto, you are hereby responsible for the implementation of the Contract in accordance with its terms and conditions, Specifications, and Drawings.

Please acknowledge receipt of this Notice by signing the space provided below and re-fax or email back to us at mcp.olofernes@philrice.gov.ph or courier to the Philippine Rice Research Institute - Agusan, Procurement Unit.

Thank you very much.

Very truly yours,


CAESAR JOVENTINO M. TADO
Branch Director

ACKNOWLEDGEMENT

I acknowledge receipt of this Notice on: 4/1/22

Name of the Representative of the Bidder: ARNULFO S. LUMANLAN

Authorized Signature: 

*A food-secure and resilient Philippines
with empowered and prosperous farmers and fisherfolk*



PhilRice Agusan, Basilisa, RTRomualdez, 8611 Agusan del Norte, Philippines
Email: prri.email@philrice.gov.ph, agusan.station@philrice.gov.ph Tel/Fax: (085) 806-0463 PhilRice Text Center: 0917-111-7423
Website: www.philrice.gov.ph, www.pinoyrice.com Liaison Office: 3rd Flr., ATI Bldg., Elliptical Road, Diliman, Quezon City * Tel: (02) 8920-5129

