



REPUBLIC OF THE PHILIPPINES
NATIONAL PRINTING OFFICE

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NOTICE OF AWARD

08 January 2020

JOVENCIO R. STA ANA
Product Manager
FERROS SYSTEMAS CORPORATION
Unit 31 Aguinaldo Corporate Center
125 Brgy. Socorro, Cubao, Quezon City

Dear **Mr. STA ANA**,

This refers to the public bidding for the **Supply, Delivery & Installation of 1 unit Sewing Machine (Semi-Automatic book Sewer)** held on September 2, 2019, 9:30 a.m. at the NPO Conference Room.

The Bids and Awards Committee [BAC] in its Resolution No. 2019-243 dated 19 December 2019 has recommended the **award of Supply, Delivery & Installation of 1 unit Sewing Machine (Semi-Automatic Book sewer) (please see complete details at the back)** in favor of your company in the amount of Six Million Six Hundred Seventy Eight Pesos Only (**₱6,678,000.00**) as the 2nd Lowest Calculated Responsive Bid which was subsequently approved by the approving authority.

In this regard, you are hereby required to provide **within ten [10] calendar days** from receipt of this Notice of Award [NOA] the **Performance Security** in the form of Cash, Cashier's/Manager's Check, Bank Draft/Guarantee in the amount of Three Hundred Thirty Three Thousand Nine Hundred Pesos Only [**₱333,900.00**] representing five percent (5%), or Surety Bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security in the amount of Two Million Three Thousand Four Hundred Pesos Only. [**₱2,003,400.00**] representing the thirty percent (30%) of the aforementioned contract price. Failure to provide the said Performance Security within the abovementioned period shall constitute sufficient ground for cancellation of the award and forfeiture of bid security.

Very truly yours,

FRANCISCO V. VALES, JR.
Director IV

CONFORME:

By: JOVENCIO R. STA ANA
[Signature over Printed Name]

Date: 1/10/2020

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BIDS AND AWARDS COMMITTEE

Re: RECOMMENDING FOR APPROVAL
THE AWARD OF CONTRACT TO
THE 2nd LOWEST CALCULATED
AND RESPONSIVE BID

NPO-BAC RESOLUTION NO. 2019-243

WHEREAS, the Bids and Awards Committee (BAC) scheduled the Public Bidding on September 2, 2019 at 9:30 a.m. for the Supply, Delivery & Installation of One (1) Unit Sewing Machine (Semi-Automatic Book Sewer) under Purchase Request (PR) No. 19-07-0494 dated July 24 14, 2019 with an Approved Budget for the Contract (ABC) of ₱9,500,000.00;

WHEREAS, the date of bidding and the item/s to be procured have been previously posted on PhilGEPS and NPO Bulletin Board on August 7, 2019 located in a conspicuous place of National Printing Office (NPO) to assure full participation from the bidders and to invite as many interested bidders as possible;

WHEREAS, the representative/s of NPO-COA, NAPOWA, NPO-MPC, the Philippine Chamber of Commerce and Industry and the Philippine Business for Progress were informed/invited in writing to be a witness (Observer) for the said undertaking pursuant to Section 13.3 of the Revised Implementing Rules and Regulations of Republic Act No. 9184;

WHEREAS, the BAC convened for a pre-bid conference on August 16, 2019 at 9:30 a.m. wherein three (3) prospective bidders attended the said conference, namely: Ferros Systemas Corporation, Gakken Philippines, Inc. and Caledonian International Corporation;

WHEREAS, a Supplemental Bid Bulletin dated August 23, 2019 was issued and posted on PhilGEPS relative to the modification &/or amendment made therein to the Bidding Documents [*copy attached*]

WHEREAS, on the scheduled Opening of Bids, three (3) bidders submitted their bid/proposal for the said project, namely: Ferros Systemas Corporation, Gakken Philippines, Inc. and 168 Paragon International General Contractor & Equipment. The result was:

DESCRIPTION	Gakken Philippines Inc.	Ferros Systemas Corporation	168 Paragon Int'l. Ge. Contractor & Equipment
Supply, Delivery & Installation of One (1) Unit Sewing Machine (Semi-Automatic Book Sewer)	₱8,999,999.00	₱6,678,000.00	₱3,888,888.88

WHEREAS, during the course of the bidding, several observations and/or concerns were raised by each of the bidders present pertaining to the submitted Bidding Documents. All of which were duly noted and replied to and/or addressed accordingly by the BAC with the assistance of NPO's Legal Counsel, Atty. Rino Geronimo J. Sagaral. In view of the foregoing, a rejoinder to the issues/concerns raised was released/issued in a BAC Resolution No. 2019-178 dated September 13, 2019 [*copy attached*];

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WHEREAS, on September 12, 2019 at 1:30 p.m., the BAC conducted a post-qualification evaluation of the documents submitted by 168 Paragon International being the bidder declared as having the Lowest Calculated Bid during the opening of bids to determine their eligibility, technical and financial capacity to deliver the said machine. Part of the evaluation process was to verify and/or confirm the validity of the single largest completed contract (SLCC) which the aforementioned bidder presented or submitted. Hence, a letter dated September 18, 2019 addressed to Ms. Virginia Mariano, Owner of Borla Enterprises was sent on September 19, 2019 via LBC. The content of which was to request information and/or confirmation on whether the project undertaken by 168 Paragon International General Contractor & Equipment with their office pertaining to the Supply & Delivery of Plastic Pallet and Digital Label Printing Machine some time in February 2017 with a contract sum amounting to Seven Million Seven Hundred Forty Thousand Pesos (P7,740,000.00) was satisfactorily delivered/completed by the above-mentioned bidder. In the meantime a site visit to 168 Paragon's office was conducted by the BAC together with the end-user on September 23, 2019;

WHEREAS, after some time has passed and several calls made in an attempt to reach and/or follow-up on the letter sent by the BAC to Borla Enterprises, two (2) of the secretariat's personnel were instructed to personally visit the above-mentioned office in its given address on October 2, 2019. However, the company in question was no longer in the indicated address and had apparently transferred or moved to a new location without leaving a forwarding address. As such, the BAC convened a meeting on October 3, 2019 to discuss the matter at hand and find measures within which to resolve it at the soonest time possible;

WHEREAS, a letter was sent to Mr. Manolito Ong on October 9, 2019 informing him of the situation relative to the apparent transfer/relocation of Borla Enterprises and thereby enlisting his assistance and/or aid in getting hold of the aforementioned office's new address. Likewise, he was advised that failure to communicate and/or get in touch with Borla Enterprises within five (5) days to resolve the matter at hand would result in the disqualification of his company for award of said project. Thereupon, a reply letter from 168 Paragon was received on October 14, 2019 wherein Mr. Ong argued that it was unfair and unjust to disqualify their company on such grounds, stating that it was beyond their control & responsibility if said company were to cease operations and/or move to a different location. Hence, the BAC again convened a meeting to try and finally resolve the matter. During which a 2nd address was secured or attained via google: *"424 Gonzales St., District Three, Caloocan, M.M."* On that note, a 2nd attempt to locate Borla Enterprises at a different address was made by one of the BAC members together with two (2) of the secretariat's personnel. However, the search again proved futile as according to the residents and/or people from around the area that there is no District 3, only Districts 1 and 2. In view of the foregoing, the BAC decided to again refer the matter to Atty. Rino Geronimo J. Sagaral, NPO Legal Counsel in a letter dated October 24, 2019, seeking his advice and/or legal opinion on the subject matter;

WHEREAS, after careful review of the documents forwarded to Atty. Sagaral, he gave his legal opinion in a letter addressed to the BAC dated October 30, 2019, whereby he concluded that as provided in the provisions of RA 9184, it is a mandated duty for the members of the BAC to verify and validate all documents submitted by the bidders, stating further that the duty is of greater importance when conducting post-qualification of bidders determined as Lowest Calculated Bids. He emphasized that it should be 168 Paragon's responsibility to provide and submit information to the BAC that is verifiable. Hence, the finding that 168 Paragon failed on the said responsibility. In view of the foregoing, the BAC thereby declared 168 Paragon International Gen. Contractor & Equipment to be post-disqualified for the aforementioned project;

WHEREAS, the said bidder was informed of the herein decision in a letter dated November 15, 2019 which was sent via email on November 20, 2019, stating the reasons for his post-disqualification. The bidder in question then submitted their Motion for Reconsideration (MR) dated November 20, 2019 which was received by the NPO Records Section on November 22, 2019. The said request of 168 Paragon for reconsideration to the BAC's decision to post-disqualify his company was again referred and/or forwarded to the NPO Legal Counsel, Atty. Rino Geronimo J. Sagaral for his information and guidance, whereby after careful review of the MR submitted by the bidder, Atty. Sagaral maintained his previous legal opinion on the matter;



WHEREAS, following thereafter, on November 29, 2019, the BAC sent a letter to Mr. Manolito Ong, Proprietor of 168 Paragon International, reiterating the BAC's initial decision to post-disqualify his company and the reasons for such, thereby, denying his request for reconsideration;

WHEREAS, on December 12, 2019, the BAC initiated and completed the same post-qualification process with Ferros Systemas being the second Lowest Calculated Bid and upon careful examination, validation and verification of the participating bidder's eligibility, technical and financial capacity to deliver the above-mentioned items &/or project, the bid offer submitted by Ferros Systemas Corporation was found to be the 2nd Lowest Calculated and Responsive Bid;

WHEREAS, on December 6, 2019, 168 Paragon International General Contractor & Equipment filed a verified position paper with the HoPE, accompanied by the payment of a non-refundable protest fee in the amount of ₱71,250.00.

WHEREAS, Section 57 of the 2016 Revised IRR of RA 9184 which states that: *"In no case shall any protest taken from any decision treated in this Rule stay or delay the bidding process: Provided, however, That protests must first be resolved before any award is made."*


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

1. Declare Ferros Systemas Corporation as the 2nd Lowest Calculated and Responsive Bid and recommend the award of contract for the aforementioned project; and
2. Recommend approval by the Director IV of the National Printing Office (NPO) the foregoing findings.

RESOLVED, at the National Printing Office, EDSA cor. NPO Road, Diliman, Quezon City this 19th day of December 2019.


ENGR. NEIL L. MACARAEG
Chairman



YOLANDA B. MARCELO
Regular Member


CHERYL F. BABAGO
Regular Member


NAPOLEON G. GONZALES
Vice-Chairman

On-leave
EDDIE B. VISTA
Regular Member


MICHELLE F. NAPSON
Provisional Member

Approved/Disapproved:

FRANCISCO V. VALES, JR.
Director IV