

**BIDS & AWARDS COMMITTEE SPECIAL MEETING FOR THE  
DECLARATION OF THE LOWEST CALCULATED AND RESPONSIVE BID  
AND ITS RECOMMENDING APPROVAL**

**Resolution No. GS2022 - 085  
Series of 2022.**

**WHEREAS**, the Rizal Provincial Government advertised the Invitation to Bid (ITB) for the Purchase of Agricultural Tools and Equipment which was posted in the Philippine Government Electronic Procurement System (PhilGEPS) and in three (3) conspicuous places, to wit: at the lobby of the Rizal Provincial Capitol Building, RPHS - Angono and RPHS - Morong for the period covered 21 July 2022 to 09 August 2022, in compliance with RA 9184 otherwise known as the Government Procurement Reform Act and its 2016 Revised Implementing Rules and Regulations (IRR);

**WHEREAS**, the Approved Budget for the Contract (ABC) as stated in the ITB is ₱6,654,960.00;

**WHEREAS**, in response to the said advertisement, three (3) suppliers/contractors purchased bid documents and submitted its bid namely: MNJ Trading, Universal Commercial Corp. and Emferyork Trading;

**WHEREAS**, the bidders' technical component of the bid, including the eligibility requirements were submitted on 10 August 2022 and thereafter found two (2) bidder's to be eligible, that is MNJ Trading and Emferyork Trading;

**WHEREAS**, one (1) of the bidder that is Universal Commercial Corp. only submitted their Comparative Income Tax Return and Financial Statement for the year 2020 and 2021, instead of the required separate Income Tax Return (ITR) and Financial Statement (FS) for the last two (2) years. Thus, declared disqualified;

**WHEREAS**, the Universal Commercial Corp. filed a Motion for Reconsideration to the BAC which was received last 12 August 2022, requesting to reconsider their submitted comparative Income Tax Return and Financial Statement for the year 2020 and 2021;

**WHEREAS**, the BAC implementing Section 55, Sub. Par. 55.1, Rule XVII of R.A. 9184 or the 2016 Implementing Rules and Regulations, states that:

*Section 55 Protest on Decisions of the BAC*

*Par. 55.1 Decisions 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. The BAC shall decide on the request for reconsideration within seven (7) calendar days from receipt thereof. X x x x x x x x x x x x x x x x.*

*If a failed bidder signifies his intent to file a request for reconsideration, the BAC shall keep the bid envelopes of the said failed bidder unopened and/or duly sealed until such time that the request for reconsideration has been resolved.*

Yielding leniency and fairness on the filed Motion for Reconsideration, the BAC issued Resolution No. GS2022-079, Series of 2022, granting the Motion for Reconsideration filed by Universal Commercial Corp;

**WHEREAS**, the BAC agreed to open the Financial Bid Document of Universal Commercial Corp. on August 22, 2022 at 10:00 in the morning to be held at the L/G Floor Procurement Office of the Rizal Provincial Government;

**WHEREAS**, an Invitation to witness the opening of the Financial Document of Universal Commercial Corp. was duly notified and acknowledged by the two (2) other bidders namely; Emferyork Trading and MNJ Trading and evidenced by Ms. Ella Mae Torino (for MNJ Trading);

**WHEREAS**, on 22 August 2022, at 10:45 in the morning, only two of the bidders were present on the scheduled opening of the Financial Document, that is, Emferyork Trading and Universal Commercial Corp., however, MNJ Trading did not attend on the said Invitation.

**WHEREAS**, when the submitted bids were read, it appears that **MNJ Trading** submitted quotation for Item Nos. 1-19 in the amount of ₱6,568,450.00, **Emferyork Trading** submitted quotation for Item Nos. 1-19 in the amount of ₱5,553,260.00 and **Universal Commercial Corp.** submitted quotation for Item Nos. 2, 3, 8 and 11 in the amount of ₱ 3,668,600.00;

**WHEREAS**, the detailed evaluation of the bids was conducted after the opening of bids;

**WHEREAS**, when the submitted bids were evaluated, **Universal Commercial Corp.'s** quotation for Item Nos. 2, 8 and 11 in the amount of **₱ 3,005,600.00** and **Emferyork Trading's** quotation for Item Nos. 1, 3-7, 9-10 and 12-19 in the amount of **₱ 2,249,310.00**, appears to be the lowest calculated bid per item submitted of each bidder (Bid Evaluation is hereto attached for ready reference);

**WHEREAS**, it was found out that Emferyork Trading and Universal Commercial Corp. have the same bid offer for Item No. 11. The Bids and Awards Committee resolved the tie of the bidders thru "Toss Coin" as provided under the law (see Appendix 11 GPPB Circular 06-2005) and thru which Universal Commercial Corp. came as the winner;

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

**1. TO DECLARE:**

1.1 **EMFERYORK TRADING's** quotation for Item Nos. 1, 3-7, 9-10 and 12-19 in the amount of **₱ 2,249,310.00**; and

1.2 **UNIVERSAL COMMERCIAL CORP.'S** quotation for Item Nos. 2, 8 and 11 in the amount of **₱3,005,600.00**;

as the lowest calculated and responsive bid for the supply and delivery of agricultural tools and equipment.

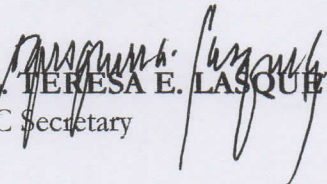
**2. TO RECOMMEND** for approval by the Honorable Governor of the Rizal Provincial Government the foregoing findings.

**UNANIMOUSLY APPROVED** this 25<sup>th</sup> day of August 2022  
in the City of Antipolo, Province of Rizal.

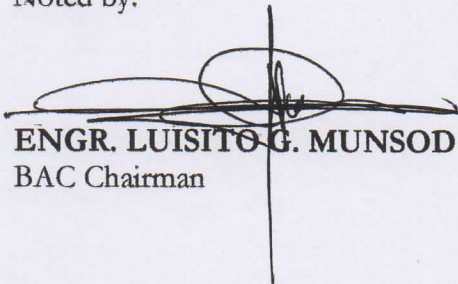
There having no other remaining topics for discussion, the pre-procurement conference was adjourned.

19 July 2022, Antipolo City, Province of Rizal.

Prepared by:

  
MA. TERESA E. LASQUET  
BAC Secretary

Noted by:

  
ENGR. LUISITO G. MUNSOD  
BAC Chairman