



REPUBLIKA NG PILIPINAS  
PAMAHALAAN LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA

Telephone no. 861-0181/Fax: 862-6473  
Email address: sangguniangpanlungsod2k19@gmail.com



RESOLUTION 2022-620

A RESOLUTION RATIFYING THE CONTRACT OF SECURITY SERVICES ENTERED AND SIGNED BY THE HON. CITY MAYOR HON. ATTY. JAIME R. FRESNEDI IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA WITH BEST SECURITY AGENCY, INC. & BEST ARMS SECURITY FOR THE PROVISION OF SECURITY AND PROTECTION SERVICES IN THE PREMISES OF SCHOOL DIVISION OFFICE (SDO) LOCATED AT LAGUERTA, BARANGAY TUNASAN, MUNTINLUPA CITY AMOUNTING TO THIRTY-TWO MILLION FOUR HUNDRED TWENTY-TWO THOUSAND SIX HUNDRED TWENTY-FIVE PESOS AND 28/100 (PHP32,422,625.28) WHICH AMOUNT SHALL BE TAKEN FROM THE 2022 EXECUTIVE BUDGET UNDER LOCAL SCHOOL BOARD FUND

Sponsored by: *Hon. Coun. Francis Ian T. Bagatsing*  
*Hon. Coun. Atty. Raul R. Corro*  
*Hon. Coun. Alexson V. Diaz*  
*Hon. Coun. Paty Katy C. Boncayao*  
*Hon. Coun. Louisito A. Arciaga*  
*Hon. Coun. Allan Rey A. Camilon*  
*Hon. Coun. Ting Niefes*  
*Hon. Coun. Stephanie G. Teves*  
*Hon. Coun. Ivey Rhia A. Tadea*  
*Hon. Coun. Engr. Marissa C. Rongavilla*  
*Hon. Coun. Francis Ian T. Bagatsing*  
*Hon. Coun. Mark Lester M. Baes*  
*Hon. Coun. Engr. Mamerto T. Sevilla, Jr.*  
*Hon. Coun. Engr. Arlene D. Hilapo*  
*Hon. Coun. Cornelio M. Martinez*  
*Hon. Coun. Walter A. Arcilla*

WHEREAS, Article 1317, 2<sup>nd</sup> paragraph, and Article 1403(1) of the New Civil Code, specifically provides that, ***"a contract entered into in the name of another by one who has no authority or legal representation, or who has acted beyond his powers, shall be unenforceable, xxx"***;

WHEREAS, under the New Civil Code, ***"unauthorized or unenforceable contracts are susceptible to ratification. Contracts entered into by the xxx Mayor maybe cured from its defect after the Sanggunian xxx shall have passed a resolution ratifying the same;"***

WHEREAS, Republic Act No. 9184, otherwise known as the "Government Procurement Reform Act" xxx ***authorizes the Bids and Awards Committee (BAC) to conduct competitive bidding in the procurement of security services among others"***;

WHEREAS, Article 86 (b) (1) (vi) of the Local Government Code of 1991, provides that, ***"the City Mayor shall represent the city in all its business transactions and sign in its behalf all bond, contracts, and obligations and such other documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinances"***;





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WHEREAS, when a **Local Chief Executive enters or negotiates a contract in behalf of the local government unit, he is acting as a mere agent of the LGU. Contract entered into by the local chief executive without the requisite prior authority given by the local Sanggunian concerned shall make the contract unauthorized or unenforceable.;**

WHEREAS, the authority to ratify given by the **9<sup>th</sup> Sangguniang Panlungsod** to the **City Mayor Atty. Jaime R. Fresnedi** to enter into a Contract of Service is based on the documents submitted by the **Bids and Awards Committee (BAC)**;

WHEREAS, the Contract of Security Service was signed of both parties and duly notarized on **January 18, 2022**;

WHEREAS, the City Government of Muntinlupa advertised the invitation to apply for eligibility and to bid for the provision of **Security & Protection Services** for the **School Division Office (SDO)** located at **Laguerta, Barangay Tunasan, Muntinlupa City** in the newspaper of general circulation and likewise posted at the Government Electronic Procurement System (GEPS) and City's Website and conspicuous place at the premises of the City Government of Muntinlupa continuously for seven (7) days;

WHEREAS, in response to the said advertisement, one (1) bidder submitted letter of intent and application for eligibility and was found eligible on **December 21, 2022**;

NAME OF BIDDER	PRICE
Joint Venture of Best Security Agency, Inc. and Best Arms Security	Php 32,422,625.28

WHEREAS, on **December 21, 2022**, the **Joint Venture of Best Security Agency, Inc. and Best Arms Security**, its bid passed the Preliminary Examination of Bid at the City Administration Conference Room, 2<sup>nd</sup> Floor City Hall Main Building, National Road, Barangay Putatan. Muntinlupa;

WHEREAS, upon post-qualification or careful examination, validation and verification of all the eligibility, technology and financial requirements submitted by the lone bidder **Joint Venture of Best Security Agency, Inc. and Best Arms Security's** bid has been responsive to **Approved Budget for the Contract (ABC)** amounting to **Thirty-Three Million One Hundred Sixty-One Thousand Four Hundred Sixteen Pesos (Php33,161,416.00)**;

WHEREAS, the contract was awarded to **Joint Venture of Best Security Agency, Inc. and Best Arms Security**, who being the lone bidder for the provision of Security and Protection Services;

WHEREAS, there is an appropriated budget from the 2022 Executive Budget under the Local School Board Fund;

WHEREAS, the **City Legal Office (CLO)** interposes no objection to the Contract Security Services since it went thru the bidding process conducted by the BAC Office and in accordance with Republic Act No. 9184 or the General Procurement Act;



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NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 9<sup>th</sup> Sangguniang Panlungsod, to ratify the Contract of Security Services entered into and signed by the City Mayor Atty. Jaime R. Fresnedi, in behalf of the School Division Office (SDO) with Joint Venture of Best Security Agency, Inc. & Best Arms Security for the provision of security and protection services on the premises of School Division Office (SDO) located in Laguerta, Barangay Tunasan, Muntinlupa City amounting to Thirty-Two Million Four Hundred Twenty-Two Thousand Six Hundred Twenty-Five Pesos and 28/100 (Php32,422,625.28) which amount shall be taken from the 2022 Executive Budget under the Local School Board Fund.

APPROVED, by the 9<sup>th</sup> Sangguniang Panlungsod this 14<sup>th</sup> day of March 2022, on its 140<sup>th</sup> Regular Session.

CONCURRED:

DISTRICT 1:

COUN. ATTY. RAUL R. CORRO  
Member

COUN. ALEXSON V. DIAZ  
Member

COUN. PATY KATY C. BONCAYAO  
Member

COUN. LOUISITO A. ARCIAGA  
Member

COUN. ALLAN REY A. CAMILON  
Member

COUN. TING NIEFES  
Member

COUN. STEPHANIE G. TEVES  
Member

COUN. IVEE RHIA A. TADEFA  
Member

DISTRICT 2:

COUN. ESTRELITA S. SANTIAGO  
Member

COUN. ENGR. MARISSA C. RONGAVILLA  
Member

COUN. FRANCIS IAN T. BAGATSING  
Member

COUN. MARK LESTER M. BAES  
Member



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(ABSENT)

COUN. MA. DHESIREE G. AREVALO

Member

COUN. ENGR. MAMERTO T. SEVILLA, JR.

Member

COUN. ENGR. ARLENE D. HILAPO

Member

COUN. CORNELIO M. MARTINEZ

Member

COUN. WALTER A. ARCILLA

President

Sectoral Representative

Association of Barangay Chairman

(ABSENT)

COUN. KENICHI D. TAKAGI, JR.

President

Sectoral Representative

Federation of Sangguniang Kabataan

I HEREBY CERTIFY, as to the correctness of the foregoing Resolution.

CECILIA C. LAZARTE

Secretary to the Sanggunian

ATTESTED:

ARTEMIO A. SIMUNDAC

City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI

City Mayor

Date: 10 MAR 2022

Norie/9<sup>th</sup> SP