RESOLUTION 2023-198

A RESOLUTION RATIFYING THE CONTRACT OF GARBAGE COLLECTION, HAULING, AND DISPOSAL SERVICES WITHIN THE JURISDICTION OF THE CITY OF MUNTINLUPA ENTERED AND SIGNED BY THE CITY MAYOR HON. ROZZANO RUFINO B. BIAZON IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA WITH LEONEL WASTE MANAGEMENT CORPORATION IN THE AMOUNT OF TWO HUNDRED SIXTY-FOUR MILLION PESOS (PHP264,000,000.00) WHICH AMOUNT SHALL BE TAKEN FROM THE 2023 EXECUTIVE BUDGET

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Sponsored by: ***Hon. Coun. Allan Rey A. Camilon***
Hon. Coun. Atty. Raul R. Corro
Hon. Coun. Alexson V. Diaz
Hon. Coun. Paty Katy C. Boncayao
Hon. Coun. Rachel Katriel Ann C. Arciaga
Hon. Coun. Ivee Rhia A. Tadefa
Hon. Coun. Jedidiah R. Presnedi, LPT
Hon. Coun. Ting D. Niefes
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Francis Ian T. Bagatsing
Hon. Coun. Luvi P. Constantino
Hon. Coun. Engr. Mamerto T. Sevilla, Jr.
Hon. Coun. Engr. Marissa C. Rongavilla
Hon. Coun. Engr. Arlene D. Hilapo
Hon. Coun. Cornelio M. Martinez
Hon. Coun. Rodolfo W. Moldez, Jr.
Hon. Coun. Walter A. Arcilla
Hon. Coun. Kenichi D. Takagi, Jr.

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WHEREAS, Section 2 of Republic Act No. 9184, otherwise known as the Government Procurement Reform Act, provides that, ***"It is the declared policy of the State to promote the ideals of good governance in all its branches, departments, agencies, subdivisions, and instrumentalities, including government-owned and/or -controlled corporations, and local government units"***;

WHEREAS, Section 3 of the 2016 Rules and Regulations Implementing RA 9184 states that, ***"The procurement of the Government of the Philippines shall be governed by the principle of transparency in the procurement process and in the implementation of procurement contracts through wide dissemination of bid opportunities and participation of pertinent non-government organizations,"*** among others;

WHEREAS, Section 7, supra, provides, ***"All procurement shall be within the approved budget of the Procuring Entity and should be meticulously and judiciously planned by the Procuring Entity. Consistent with government fiscal discipline measures, only those considered crucial to the efficient discharge of governmental functions shall be included in the Annual Procurement Plan (APP)"***;

WHEREAS, Article 86 (b) (1) (vi) of the Implementing Rules and Regulations (IRR) of 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";***

WHEREAS, the Contract of Service was signed by both parties and duly notarized on **January 30, 2023**;

WHEREAS, the City Government of Muntinlupa, in its approved ***Annual Procurement Plan (APP)***, listed the Services: **Garbage Collection, Hauling & Disposal Services** within the jurisdiction of the City of Muntinlupa;

WHEREAS, the duly constituted **Bids and Awards Committee (BAC)** of Muntinlupa, acting on its mandate, advertised the invitation to apply for eligibility and to bid for the project*:* **Garbage Collection, Hauling & Disposal Services** within the jurisdiction of the **City of Muntinlupa.** To comply with the provisions of Procurement Act and its IRR, and R.A. 8792, otherwise known as the "Electronic Commerce Act, the same project was likewise posted continuously for seven (7) days at the *Philippine Government Electronic Procurement System (PhilGEPS)*, City's website and conspicuous places within the premises of the City Government of Muntinlupa;

WHEREAS, in response to the said advertisement/s and publication/s, lone bidder submitted its/their letter/s of intent and application/s for eligibility:

NAME OF BIDDER/S	PRICE
Leonel Waste Management Corporation	***264,000,000.00***

WHEREAS, on ***December 28, 2022,*** **Leonel Waste Management Corporation,** submitted its bid documents. In the Preliminary Examination of Bid conducted at the City Administrator's Conference Room, 2nd Floor City Hall Main Building, it was determined that the required bid documents were present and may be considered for opening and evaluation of their financial component;

WHEREAS, after careful examination, validation and verification of all the eligibility, technology and financial requirements, **Leonel Waste Management Corporation's,** bid was adjudged to be responsive to the **Approved Budget for the Contract (ABC)** amounting to **Two Hundred Sixty-Four Million Two Hundred Sixty-Four Thousand Pesos (Php264,264,000.00).** Thereafter, the project/service was awarded to **Leonel Waste Management Corporation,** as the Highest Rated Responsive bidder for the provision of **Garbage Collection, Hauling & Disposal Services** within the jurisdiction of **Muntinlupa City;**

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 10th **Sangguniang Panlungsod,** to ratify the Contract of Garbage Collection, Hauling, and Disposal Services within the jurisdiction of the City of Muntinlupa entered and signed by the ***City Mayor Hon. Rozzano Rufino B. Biazon*** in behalf of the City Government of Muntinlupa with ***Leonel Waste Management Corporation*** in the amount of ***Two Hundred Sixty-Four Million Pesos (Php264,000,000.00)*** which amount shall be taken from the 2023 Executive Budget.

APPROVED, by the ***10th Sangguniang Panlungsod*** this **6th** day of **March 2023,** on its **35th Regular Session.**

CONCURRED:

DISTRICT 1:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ALEXSON V. DIAZ
Member

COUN. PATY KATY C. BONCAYAO
Member

COUN. RACHEL KATRIEL ANN C. ARCIAGA
Member

COUN. IVEE RHIA A. TADEFA
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. JEDIDIAH R. PRESNEDI, LPT
Member

COUN. TING NIEFES
Member

DISTRICT 2:

COUN. MARK LESTER M. BAES
Member

COUN. FRANCIS IAN T. BAGATSING
Member

COUN. LUVI P. CONSTANTINO
Member

COUN. ENGR. MAMERTO T. SEVILLA, JR.
Member

COUN. ENGR. MARISSA C. RONGAVILLA
Member

COUN. ENGR. ARLENE D. HILAPO
Member

COUN. CORNELIO M. MARTINEZ
Member

COUN. RODOLFO W. MOLDEZ, JR.
Member

COUN. WALTER A. ARCILLA
President
Sectoral Representative
Association of Barangay Chairman

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:

ROZZANO RUFINO B. BIAZON
City Mayor

Date: 13 MAR 2023

Norie/10th SP