



Sangguniang Panglungsod

RESOLUTION NO. 05-171

A RESOLUTION RATIFYING/CONFIRMING THE CONTRACT ENTERED INTO BY THE CITY MAYOR HON. ATTY. JAIME R. FRESNEDI IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA WITH D.L. CERVANTES CONSTRUCTION FOR THE PROJECT CONSTRUCTION OF GYMNASIUM LOCATED AT BARANGAY TUNASAN, MUNTINLUPA CITY IN THE AMOUNT OF P74,726,487.90 TO BE TAKEN FROM THE INFRASTRUCTURE PROJECTS UNDER THE 2005 EXECUTIVE BUDGET.

- Sponsored by:
- Hon. Elmer S. Espeleta
 - Hon. Melchor R. Teves
 - Hon. Allan Rey A. Camilon
 - Hon. Christan Glenn D. Lorica
 - Hon. Engr. Mamerto T. Sevilla, Jr.
 - Hon. Atty. Raul R. Corro
 - Hon. Ma. Luisa Babaran-Echavez, M.D.
 - Hon. Allen F. Ampaya
 - Hon. Atty. Icasiano M. dela Rea
 - Hon. Francis Ian T. Bagatsing
 - Hon. Lucio B. Constantino
 - Hon. Mario E. Bulay, Jr.
 - Hon. Artemio A. Simundac

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

WHEREAS, one of the infrastructure projects bided was the construction of the *Gymnasium* located at *Barangay Tunasan, Muntinlupa City*;

WHEREAS, the *Bids and Awards Committee (BAC)* has issued/posted invitation to Bid last **May 04, 2005**;

WHEREAS, the *BAC* evaluated the Bids submitted in the Public Bidding held last **May 31, 2005** at the *Audio Visual Room, 2nd Floor, City Hall Main Building National Road, Barangay Putatan, Muntinlupa City*;

WHEREAS, the public bidding was held last **May 31, 2005** at the *Audio Visual Room, 2nd Floor City Hall Main Building, National Road, Barangay Putatan, Muntinlupa City* where two (2) of the pre-qualified bidders submitted their bid;



Sangguniang Panglungsod

Page 2
Resolution No. 05-171

WHEREAS, the project was awarded to **D.L. Cervantes Construction** being the lowest bidder for the **construction of Gymnasium** located at **Barangay Tunasan, Muntinlupa City**;

WHEREAS, the *approved agency estimate* of the contract for the project is **P74,729,010.23**;

WHEREAS, the Bids and Awards Committee (BAC) pursuant to the provisions of *Republic Act 9184* and the legal opinion given by the *Office of the City Attorney* citing *Section 37 paragraph 2 of Republic Act 9184, Section 37.3, Section 38, 38.1 and 38.2* of the same *Act* saw no need to seek authority from the *City Council* prior to entering into a contract;

WHEREAS, pursuant to *Section 76 of RA 9184* states that "**Any other law, presidential decree or issuance, executive order, letter of instruction, administrative order, proclamation, charter, rule or regulations and/or parts thereof contrary to or inconsistent with the provisions of this Act is hereby repealed, modified or amended accordingly**";


WHEREAS, however, to further enhance transparency and accountability the *BAC* submitted the contract for ratification to the *City Council*;

WHEREAS, based on the reports and documents submitted by the *BAC* to the *Committee on Engineering, Public Works and Infrastructure*, the said project has undergone due process for procurement and contracting for infrastructure project pursuant to *RA 9184*;

NOW THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, by the Sangguniang Panlungsod of Muntinlupa, ratifying/confirming the contract entered into by the **City Mayor Hon. Atty. Jaime R. Fresnedi** in behalf of the **City Government of Muntinlupa** with **D.L. Cervantes Construction** for the project construction of **Gymnasium** located at **Barangay Tunasan, Muntinlupa City** in the amount of **P74,726,487.90** to be taken from the **Infrastructure Projects** under the **2005 Executive Budget**.

APPROVED by the **Fourth (4th) Sangguniang Panlungsod of Muntinlupa** this **20th** day of **October 2005**, on its **55th** Regular Session.

CONCURRED:


ATTY. RAUL R. CORRO
Councillor


ELMER S. ESPELETA
Councillor



Sangguniang Panglungsod

Page 3
Resolution No. 05-171

ALLAN REY A. CAMILON
Councilor

FRANCIS IAN T. BAGATSING
Councilor

MA. LUISA BABARAN-ECHAVEZ, M.D.
Councilor

LUCIO B. CONSTANTINO
Councilor

MELCHOR R. TEVES
Councilor

MAMERTO T. SEVILLA, JR.
Councilor

ALLEN F. AMPAYA
Councilor

MARIO E. BULAY, JR.
Councilor

ATTY. ICASIANO M. DELA REA
Councilor

CHRISTIAN GLENN D. LORICA
Sectoral Representative
President, Federation of
Sangguniang Kabataan

ARTEMIO A. SIMUNDAC
Sectoral Representative
President, Association of
Barangay Captains

ABSTAIN:

JOSELITO V. AREVALO
Councilor

ABSENT:

BAL NIEFES
Councilor

RENE CARL S. CAYETANO
Councilor

KEVIN B. DELGADO
Councilor

MARISSA COLE-RONGAVILLA
Councilor



Sangguniang Panglungsod

Page 4
Resolution No. 05-171

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


CECILIA C. LAZARTE
Secretary
Sangguniang Panlungsod

ATTESTED:


ALDRIN L. SAN PEDRO
City Vice Mayor/Presiding Officer

APPROVED:


ATTY. JAIME R. FRESNEDI
City Mayor

Date: _____


PBS, JR.

