



Sangguniang Panglungsod

RESOLUTION NO. 06-335

A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. ATTY. JAIME R. FRESNEDI TO REPRESENT THE CITY GOVERNMENT OF MUNTINLUPA TO ENTER INTO A NEGOTIATED CONTRACT WITH D.L. CERVANTES CONSTRUCTION FOR THE COMPLETION OF THE PROJECT CONSTRUCTION OF GYMNASIUM (PHASE 2) AMOUNTING TO SEVENTEEN MILLION FIVE HUNDRED SIXTY-SIX THOUSAND EIGHTY-NINE PESOS & 43/100 (PHP17,566,089.43).

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

WHEREAS, the project construction of Gymnasium, located at Arandia Street (at the back of Muntinlupa Science High School), Tunasan, Muntinlupa City, is one of the priorities of the City Government of Muntinlupa;

WHEREAS, on June 16, 2005, the City Government of Muntinlupa entered into a contract (Construction Agreement) with D.L. Cervantes Construction for the construction of the project amounting to Seventy Four Million Seven Hundred Twenty-Six Thousand Four Hundred Eighty-Seven Pesos & 90/100 (Php74,726,487.90), as a result of a public bidding held on 1 June 2005;

WHEREAS, the contract implementation covers a period of 300 calendar days from the date the contractor receives the written Notice to Proceed;

WHEREAS, on July 12, 2005 the Contractor received the written Notice to Proceed;

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WHEREAS, in a Resolution made by the Bids and Awards Committee (BAC) on April 18, 2006, it recommended the use of Negotiated Procurement as the alternative method of procurement for the completion of the project, Construction of Gymnasium (Phase 2), in the amount of Seventeen Million Five Hundred Sixty-Six Thousand Eighty-Nine Pesos & 43/100 (Php17,566,089.43) to be awarded to D.L. Cervantes Construction;


WHEREAS, under the said BAC Resolution, "negotiated procurement may be made where the subject contract is adjacent or contiguous to an on-going infrastructure project: Provided however, that the original contract is the result of a Competitive Public Bidding; the subject contract to be negotiated has similar or related scopes of work; it is within the contracting capacity of the contractor; the contractor uses the same price or lower unit price as in the original contract less mobilization cost; the amount involved does not exceed the amount of the on-going project; and the contractor has no negative slippage; Provided further, that the negotiations for the procurement are commenced before the expiry of the original contract [Section 53 (d) of RA 9184];

WHEREAS, the city government, in order to save time and expenses for Public Bidding and for reasons that the proposed phase 2 of the project will be undertaken in compliance with the provisions of Section 53 (d) of RA 9184, better known as the Procurement Act, the City Mayor is hereby granted the authority to enter into a Negotiated Procurement with D.L. Cervantes Construction for the completion of the project;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the Sangguniang Panlungsod of Muntinlupa to authorize the City Mayor, Hon. Atty. Jaime R. Fresnedi to represent the City Government of Muntinlupa to enter into a Negotiated Procurement with D.L. Cervantes Construction for the completion of the project, construction of Gymnasium (Phase 2), in the amount of Seventeen Million Five Hundred Sixty-Six Thousand Eighty-Nine Pesos & 43/100 (Php17,566,089.43).

APPROVED, by the **Fourth (4th) Sangguniang Panlungsod of Muntinlupa** this **19th** day of **October 2006**, on its **94th** Regular Session.

CONCURRED:


ATTY. RAUL R. CORRO
 Councilor


ELMER S. ESPELETA
 Councilor



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BAL NIEFES
Councilor


FRANCIS IAN T. BAGATSING
Councilor

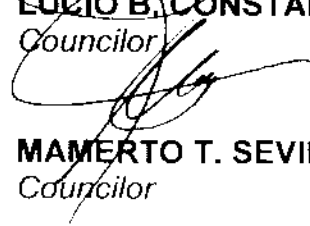

ALLAN REY A. CAMILON
Councilor


MARISSA COLE-RONGAVILLA
Councilor

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


LUCIO B. CONSTANTINO
Councilor

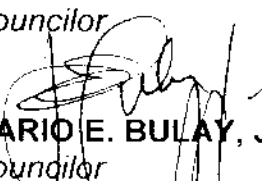

MELCHOR R. TEVES
Councilor



MAMERTO T. SEVILLA, JR.
Councilor



ALLEN F. AMPAYA
Councilor

JOSELITO V. AREVALO
Councilor


ATTY. IGASIANO M. DELA REA
Councilor


MARIO E. BULAY, JR.
Councilor


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


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

ABSTAIN:


RENE CARL S. CAYETANO
Councilor

ABSENT:

KEVIN B. DELGADO
Councilor



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

CECILIA C. LAZARTE
Secretary
Sangguniang Panglungsod

ATTESTED:

ALDRIN L. SAN PEDRO
City Vice Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor
Date: 11/19/00

PBS, JR.