



Sangguniang Panglungsod

RESOLUTION NO. 07-045

A RESOLUTION AUTHORIZING THE CITY MAYOR HON. ALDRIN L. SAN PEDRO, TO REPRESENT THE CITY GOVERNMENT OF MUNTINLUPA, TO ENTER INTO A CONSTRUCTION AGREEMENT WITH KCD BUILDERS CORPORATION FOR THE PROJECT, ROADWAY IMPROVEMENT AT BAUTISTA STREET, BAYANAN, MUNTINLUPA CITY, IN THE AMOUNT OF ELEVEN MILLION SIX HUNDRED FIFTY THREE THOUSAND FOUR HUNDRED THIRTY TWO PESOS (PHP11,653,432.00) THE AMOUNT SHALL BE TAKEN FROM THE APPROVED SUPPLEMENTAL BUDGET NO. 3.

- Sponsored by: *Hon. Coun. Allan Rey A. Camilon*
Hon. Coun. Atty. Rey E. Bulay
Hon. Coun. Francis Ian T. Bagatsing
Hon. Coun. Melchor R. Teves
Hon. Coun. Atty. Icasiano M. dela Rea
Hon. Coun. Marita Deang-Calalang, DMD
- Co-sponsored: *Hon. Coun. Margarita Amythyst Patdu-Labios, M.D*
Hon. Coun. Joselito V. Arevalo
Hon. Coun. Luvi P. Constantino
Hon. Coun. Engr. Marissa Cole-Rongavilla
Hon. Coun. Engr. Mamerto T. Sevilla, Jr.
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Robert A. Abas
Hon. Coun. Christian Glenn D. Lorica

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, pursuant to the provisions of Republic Act 9184, Section 37, paragraph 2, Section 37.3, Section 38.1 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charter, rule or regulations and/or parts thereof contrary to or inconsistent with the provisions of this Act is hereby repealed, modified or amended accordingly";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 **Hon. City Mayor Aldrin L. San Pedro** submitted to the City Council the construction agreement for ratification;



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WHEREAS, on September 3, 2007, the Sangguniang Panlungsod approved Resolution No. 07-020, entitled, "a resolution authorizing the City Mayor Hon. Aldrin L. San Pedro to enter into a contract with the winning bidder for each of the twelve (12) infrastructure projects pursuant to compliance with the existing laws, rules, and regulations on public bidding and submission of said contracts to the Sangguniang Panlungsod for a appropriate review and approval;

WHEREAS, based on the reports and documents submitted by the City Mayor to the Sangguniang Panlungsod the said project has undergone due process for procurement and contracting for infrastructure project pursuant to RA 9184;

WHEREAS, on September 21, 2007, the City Government of Muntinlupa entered into a Construction Agreement with **KCD BUILDERS CORPORATION** for the construction of the project amounting to *Eleven Million Six Hundred Fifty Three Thousand Four Hundred Thirty Two Pesos (Php11,653,432.00)*, as a result of a public bidding held on September 17, 2007;

WHEREAS, the amount appropriated for the said project shall be taken from the approved Supplemental Budget No. 3, as stated in **Ordinance No. 07-008** as amended by **Ordinance No. 07-010**;

WHEREAS, the **Approved Agency Estimate (AAE)** of the contract for the project is Eleven Million Six Hundred Sixty Two Thousand Seven Hundred Seventy Seven Pesos 36/100 (**P11,662,777.36**);

WHEREAS, the project was awarded to **KCD BUILDERS CORPORATION** who being the lowest bidder for the project, Roadway Improvement at Bautista St., Bayanan, Muntinlupa City;

WHEREAS, the contract implementation covers a period of 45 calendar days from the date the contractor receive the written Notice to Proceed;

WHEREAS, the Bids and Awards Committee (BAC) evaluated the Bids submitted in the public bidding held last September 17, 2007, where there were two pre-qualified bidders submitted their bid;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 5th Sangguniang Panlungsod of Muntinlupa to authorize the **City Mayor Hon. Aldrin L. San Pedro**, to represent the City Government of Muntinlupa, to enter into a Construction Agreement with **KCD Builders Corporation** for the project, Roadway Improvement located at Bautista St., Bayanan, Muntinlupa City, in the amount of Eleven Million Six Hundred Fifty Three Thousand Four Hundred Thirty Two Pesos (Php11,653,432.00).

APPROVED, by the 5th **Sangguniang Panlungsod of Muntinlupa** this 26th day of **October 2007**, on its 4th **Special Session**.



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CONCURRED:

DISTRICT I:


COUN. ALLAN REY A. CAMILON
Member


COUN. MARGARITA AMYTHYST PATDU-LABIOS, M.D.
Member

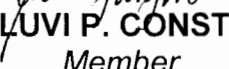

COUN. MELCHOR R. TEVES
Member


COUN. ATTY. ICASIANO M. DELA REA
Member


COUN. MARITA DEANG-CALALANG, DMD
Member


COUN. FRANCIS IAN T. BAGATSING
Member


COUN. JOSELITO V. AREVALO
Member


COUN. LUVI P. CONSTANTINO
Member

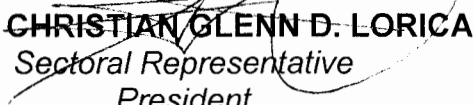

COUN. ENGR. MARISSA COLE-RONGAVILLA
Member


COUN. MAMERTO T. SEVILLA, JR.
Member


COUN. VERGEL C. ULANDAY
Member


COUN. ROBERT A. ABAS
Member


COUN. ATTY. REY E. BULAY
Member


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



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NO:

COUN. ALLEN F. AMPAYA
Member

ABSTAIN:

COUN. ERMIE S. ESPELETA
Member

COUN. MANUEL P. SOLOMON
Sectoral Representative
President
Association of Barangay Captains

ABSENT:

COUN. MA. LUISA BABARAN-ECHAVEZ, M.D.
Member

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

LEONORA M. MARCELO
Legislative Staff Officer IV

ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:

ALDRIN L. SAN PEDRO
City Mayor

Date: _____

Norie/

(Handwritten signatures and scribbles are present throughout the page, including a large signature on the left, a signature on the right, and several signatures at the bottom.)