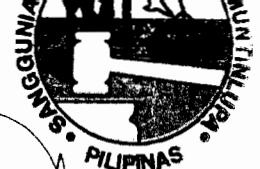




**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

RESOLUTION NO. 07-046

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, STREET LIGHTING AT BAUTISAT ST., BAYANAN, MUNTINLUPA CITY, IN THE AMOUNT OF ONE MILLION EIGHT HUNDRED SIXTY ONE THOUSAND THREE HUNDRED THIRTY THREE PESOS AND 59/100 (PHP1,861,333.59) WHICH 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charter, rule or regulations and/or parts thereof contrary to or inconsistent with the provisions of this Act is hereby repealed, modified or amended accordingly";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 One Million Eight Hundred Sixty One Thousand Three Hundred Thirty Three Pesos and 59/100 (Php1,861,333.59), 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 One Million Eight Hundred Sixty Nine Thousand One Hundred Twenty Seven Pesos and 22/100 (**P1,869,127.22**);

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

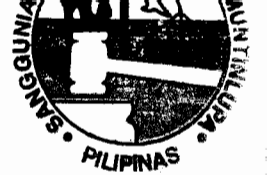
WHEREAS, the contract implementation covers a period of 45 calendar days from the date the contractor receive the written Notice to Proceed;

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, Street Lighting located at Bautista St., Bayanan, Muntinlupa City, in the amount of One Million Eight Hundred Sixty One Thousand Three Hundred Thirty Three Pesos And 59/100 (Php1,861,333.59) shall be taken from the approved re-aligned/supplemental budget no. 3.



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

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



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Sangguniang Panglungsod

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

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/