



**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

RESOLUTION NO. 08-232

A RESOLUTION RATIFYING THE CONSTRUCTION AGREEMENT ENTERED INTO BY THE CITY MAYOR HON. ALDRIN L. SAN PEDRO IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA WITH AM-FM BUILDERS FOR THE PROJECT STREET LIGHTING LOCATED AT VICTORIA HOMES, TUNASAN, MUNTINLUPA CITY IN THE AMOUNT OF SEVEN MILLION EIGHT HUNDRED EIGHTY SIX THOUSAND SIX HUNDRED THIRTY SIX PESOS AND 43/100 (PHP7,886,636.43) WHICH AMOUNT SHALL BE TAKEN FROM THE APPROVED SUPPLEMENTAL BUDGET NO. 1.

Sponsored by: Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Ma. Luisa Babaran-Echavez, MD
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Melchor R. Teves
Hon. Coun. Atty. Icasiano M. dela Rea
Hon. Coun. Marita Deang-Calalang, DMD
Hon. Coun. Francis Ian T. Bagatsing
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. Atty. Rey E. Bulay,
Hon. Coun. Cezar V. Pagkalinawan
Hon. Coun. Dann Henry G. Teves

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

WHEREAS, pursuant to Section 76 of RA. 9184 states that, "*any other Law, Presidential Decree or issuance of Executive Order, letter of Instruction, Administrative Order, Proclamation, Charter, Rules or Regulations and/or parts thereof contrary to or inconsistent with the provisions of this Act is hereby repealed, modified or amended accordingly*";

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, however, to further enhance transparency and accountability the Hon. City Mayor Aldrin L. San Pedro submitted to the Sangguniang Panlungsod the **Construction Agreement** for ratification;

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Sangguniang Panglungsod

Page 2
Resolution 08-232

WHEREAS, on **March 31, 2008**, the 5th Sangguniang Panlungsod approved ordinance No. 08-036, entitled, "*an ordinance appropriating the amount of One Billion Pesos (Php1,000,000,000.00) as Supplemental Budget No. 1 for Calendar Year 2008 of the City of Muntinlupa, which shall be funded from the total amount duly certified by the City Treasurer as funds available for appropriation amounting to One Billion Pesos (Php1,000,000,000.00);*

WHEREAS, the City Government of Muntinlupa advertised the Invitation to Apply for Eligibility and to Bid of the project Street Lighting located at Victoria Homes, Tunasan, Muntinlupa City in a newspaper of nationwide general circulation, posted at the Government Electronic Procurement System (GEPS) and City's Website and posted the same in the conspicuous place at the premises of the City Government of Muntinlupa continuously for seven (7) days;

WHEREAS, in response to the said advertisements, two (2) contractors submitted letters of intent and applications for eligibility, and the two (2) were found eligible on July 23, 2008;

WHEREAS, two (2) were submitted on August 6, 2008 and bid passed the preliminary examination of bids;

| Name of Bidder | Bid Amount |
|-----------------------------|-----------------|
| PDJ Integrated Construction | Php7,895,947.46 |
| AM-FM Builders | Php7,886,636.43 |

WHEREAS, the detailed evaluation of bids conducted on August 11, 2008 resulted in the following:

| Name of Bidder | Bid Amount |
|-----------------------------|-----------------|
| PDJ Integrated Construction | Php7,895,947.46 |
| AM-FM Builders | Php7,886,636.43 |

WHEREAS, upon post-qualification or careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the bidder with lowest calculated bid, AM-FM Builders, its bid has been found to be responsive;

WHEREAS, the amount appropriated for the said project shall be taken from the approved Supplemental Budget No. 1 as stated in Ordinance No. 08-036;

WHEREAS, the approved budget for the contract for the project is Seven Million Eight Hundred Ninety Six Thousand Nine Hundred Forty Eight Pesos and 08/100 (Php7,896,948.08);

WHEREAS, the project was awarded to AM-FM Builders, who being the lowest bidder for the project, Street Lighting located at Victoria Homes, Tunasan, Muntinlupa City;

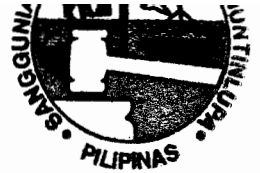
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**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

**Page 3
Resolution 08-232**

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 5th Sangguniang Panlungsod to ratify the Construction Agreement entered into by the City Mayor Hon. Aldrin L. San Pedro in behalf of the City Government of Muntinlupa with AM-FM Builders for the project street lighting located at Victoria Homes, Tunasan, Muntinlupa City in the amount of Seven Million Eight Hundred Eighty Six Thousand Six Hundred Thirty Six Pesos and 43/100 (Php7,886,636.43) which amount shall be taken from the approved Supplemental Budget No. 1.

APPROVED, by the 5th Sangguniang Panlungsod of Muntinlupa, this 18th day of November, 2008, on its 57th Regular Session.

CONCURRED:

DISTRICT I:


COUN. ALLAN REY A. CAMILON
Member


COUN. MA. LUISA BABARAN-ECHAVEZ, MD
Member


COUN. MARGARITA AMYTHIST PATDU-LABIOS, MD
Member


COUN. MELCHOR R. TEVES
Member

COUN. ATTY. ICASIANO M. DELA REA
Member

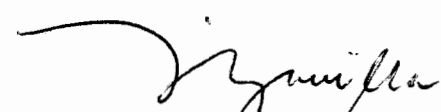

COUN. MARITA DEANG-CALALANG, DMD
Member

DISTRICT II:


COUN. FRANCIS IAN T. BAGATSING
Member

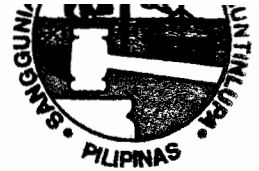

COUN. JOSELYTO V. AREVALO
Member


COUN. LUVI P. CONSTANTINO
Member





**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



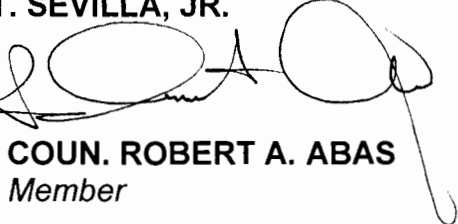
Sangguniang Panglungsod

**Page 4
Resolution 08-232**



COUN. ENGR. MARISSA COLE-RONGAVILLA
Member



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


COUN. VERGEL C. ULANDAY
Member


COUN. ROBERT A. ABAS
Member

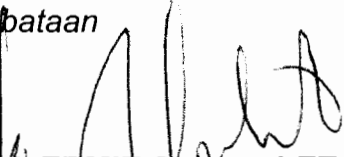

COUN. ATTY. REY E. BULAY
Member


COUN. CEZAR V. PAGKALINAWAN
Sectoral Representative
President
Association of Barangay Captains


COUN. DANN HENRY G. TEVES
Sectoral Representative
President
Federation of Sangguniang Kabataan

ABSENT:

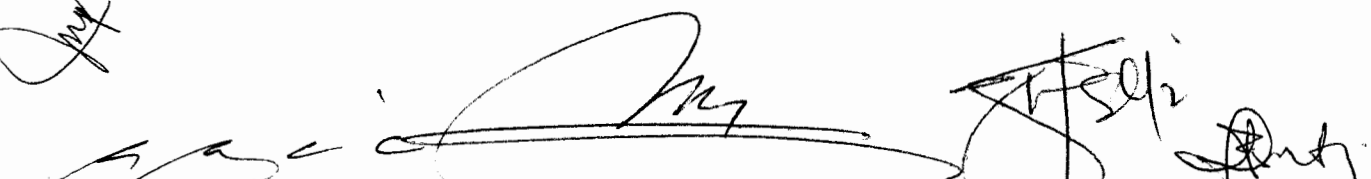
COUN. ALLEN F. AMPAYA
Member


COUN. ERMIE S. ESPELETA
Member

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

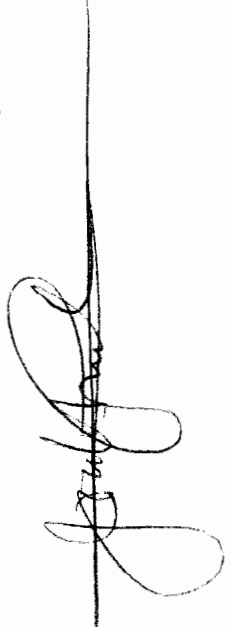
LEONORA M. MARCELO
Legislative Staff Officer IV

Implying



Ulanday

Sevilla





**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

**Page 5
Resolution 08-232**

ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor

APPROVED:

ALDRIN L. SAN PEDRO
City Mayor

Norie/