



24 January 2023

**ASTI – BIDS AND AWARDS COMMITTEE  
BAC Resolution No. 23-01-014**

**RECOMMENDING THE AWARD OF CONTRACT VIA NEGOTIATED PROCUREMENT –  
TWO FAILED BIDDINGS, FOR THE PROVISION OF JANITORIAL SERVICES FOR CY 2023,  
TO EXCELLENT GENERAL SERVICES, INC.**

Purchase Request No.	:	<b>GAA-22-08-14582</b>
Date of Purchase Request	:	<b>05 October 2022</b>
Request for Quotation No.	:	<b>22-10-4104</b>
Solicitation No.	:	<b>22-10-4104</b>
PhilGEPS Reference No.	:	<b>9388594</b>
Approved Budget for the Contract	:	<b>₱3,550,000.00</b>

**WHEREAS**, Republic Act (RA) No. 9184, otherwise known as the “Government Procurement Reform Act”, provides that all procurement of the national government, its departments, bureaus, offices and agencies, including state universities and colleges, government-owned and/or controlled corporations, government financial institutions and local government units, shall, in all cases be conducted in accordance therewith and its 2016 revised Implementing Rules and Regulations (IRR);

**WHEREAS**, the Bids and Awards Committee (BAC) of the Department of Science and Technology (DOST) - Advanced Science and Technology Institute (ASTI) received **Purchase Request No. GAA-22-08-14582** dated 05 October 2022, together with a market study, for the procurement of **Provision of Janitorial Services for CY 2023**, with a total Approved Budget for the Contract amounting to **Three Million Five Hundred Fifty Thousand Pesos Only (₱3,550,000.00)**, inclusive of all government taxes, other fees and charges, which was included in the **Fiscal Year 2023 Annual Procurement Plan No. 1** of the DOST-ASTI;

**WHEREAS**, the subject procurement is included in the Early Procurement Activities of the DOST-ASTI;

**WHEREAS**, the DOST-ASTI BAC declared a first failure of bidding through BAC Resolution No. 22-11-225 dated 11 November 2022 as the sole bidder, particularly Triple 7 Manpower Services, Inc. was declared “ineligible” as it submitted a nonupdated Philippine Government Electronic Procurement System (PhilGEPS) Certificate of Platinum Registration and Membership, particularly the Mayor’s/Business Permit and Audited Financial Statements under Class “A” eligibility documents;

**WHEREAS**, the DOST-ASTI BAC declared a second failure of bidding through BAC Resolution No. 22-12-259 dated 05 December 2022 as Triple 7 Manpower Services, Inc., the sole bidder, was declared “ineligible” as it failed to signify its compliance with the below parameter under Section VII. Technical Specifications of the DOST-ASTI Philippine Bidding Documents;

**“XII. OTHER MATTERS**

*G. The Service Provider and its janitorial personnel shall undergo periodic performance evaluation which shall serve as the basis of continuation of its services.”*

**WHEREAS**, due to two (2) failed biddings, the DOST-ASTI BAC resorted to Negotiated Procurement after Two Failed Biddings as provided for in Section 53.1 of RA No. 9184 and its 2016 revised IRR;

**WHEREAS**, on **05 January 2023**, the Invitation for Negotiation was published on the websites of the PhilGEPS and DOST-ASTI, as well as in the latter’s conspicuous place reserved for the purpose, consistent with Section 21, Rule VII of the 2016 revised IRR of RA No. 9184;

**WHEREAS**, deadline for submission of Best and Final Bid Offer/s for the procurement project is on **19 January 2023, 9:00 AM**;

**WHEREAS**, Letters of Invitation were sent to three (3) witnesses and observers, namely:

- 1) **Ms. Cynthia M. Nemeno**  
State Auditor III  
Commission on Audit
- 2) **Mr. Gerino Batallones**  
President  
Philippine Institute of Supply Management
- 3) **Mr. Ruben J. Pascual**  
Secretary General  
Philippine Chamber of Commerce and Industry

**WHEREAS**, on **09 January 2023, 2:00 PM**, a **Negotiation Conference** for said procurement was conducted by the DOST-ASTI BAC through videoconferencing via MS Teams, which was opened to prospective bidders;

**WHEREAS**, as a result of the discussion and clarifications made during the Negotiation Conference, the DOST-ASTI BAC issued **Supplemental Bulletin No. BAC-2023-01-001** on **16 January 2023**, clarifying queries of the prospective bidder/s;

**WHEREAS**, two (2) prospective bidders submitted their best and final bid offers prior to the deadline of submission on **19 January 2023, 9:00 AM**, specifically **(1) Triple 7 Manpower Services, Inc.** and **(2) Excellent General Services, Inc.**;

**WHEREAS**, the DOST-ASTI BAC opened the bid offers of the prospective bidders in public and in the presence of the bidders' representatives to determine the bidders' compliance with the eligibility, technical, and financial requirements specified in the Invitation. Said Opening of Best and Final Bid Offers was conducted by the DOST-ASTI BAC through a blended meeting arrangement;

**WHEREAS**, during the preliminary examination of bid offers, the DOST-ASTI BAC examined the submitted documents of the bidders versus a checklist to ascertain if the required documents were all submitted, using a non-discretionary "pass or fail" criterion;

**WHEREAS**, after the opening of the first envelope (technical component) submitted by the Triple 7 Manpower Services, Inc., the DOST-ASTI BAC determined that said prospective bidder submitted an expired Department of Labor and Employment Registration Certificate. Thus, the DOST-ASTI BAC rated the technical component of Triple 7 Manpower Services, Inc.'s bid, particularly its technical documents, as "failed" and declared the same as "disqualified" to proceed further with the procurement process;

**WHEREAS**, **Excellent General Services, Inc.** was declared "eligible" for having submitted complete eligibility and technical requirements. Consequently, its financial envelope was opened which revealed its bid amounting to **Two Million Four Hundred Sixty-Nine Thousand One Hundred Ninety Pesos & 08/100 Only (₱2,469,190.08)**, inclusive of all government taxes, and other fees and charges; and

**WHEREAS**, after verification, validation, and ascertainment of all statements made and documents submitted by **Excellent General Services, Inc.** the DOST-ASTI BAC determined that the submission of said bidder passed all the criteria and requirements of the Procuring Entity.

**NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE FOREGOING**, the members of the DOST-ASTI BAC hereby resolve the following:

- 1) To declare the bid offer of **Excellent General Services, Inc.** for the procurement project titled, "**Provision of Janitorial Services for CY 2023**" as the **Single Calculated Responsive Quotation**, with a total contract price amounting to **Two Million Four Hundred Sixty-Nine Thousand One Hundred Ninety Pesos & 08/100 Only (₱2,469,190.08)**;
- 2) To recommend to the **DOST-ASTI Director**, as the Head of Procuring Entity, that the contract be awarded to **Excellent General Services, Inc.** in the above-mentioned amount, in accordance with Section 37.1.1 of the 2016 revised IRR of RA No. 9184; and

- 3) To notify all other bidders, in writing, of the DOST-ASTI BAC's recommendation within three (3) calendar days from the issuance of the resolution recommending award of the contract, pursuant to Section 37.1.1 of the 2016 revised IRR of RA No. 9184.

**RESOLVED**, at the DOST-ASTI, Quezon City, this 24<sup>th</sup> day of January 2023.

**MAY C. CAYABAN**  
End-user

**GIRLIE D. FERNANDEZ**  
BAC Member

**ROXANNE S. AVIÑANTE**  
BAC Member

**JOVEN C. JAVIER**  
BAC Member

**JAYSON C. HERNANDEZ**  
BAC Member

**BAYANI BENJAMIN R. LARA**  
BAC Vice Chairperson

**EMMANUEL P. BALINTEC**  
BAC Chairperson

**APPROVED/DISAPPROVED:**

**FRANZ A. DE LEON, Ph.D.**  
Director, DOST-ASTI

*/bac-sec/vrs/kbr*