



BAC-NOA-GS-009-2014-OPAS

**NOTICE OF AWARD**

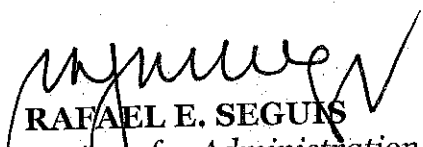
09 January 2014

Madam:

Please be informed that, upon the recommendation of the Bids and Awards Committee (BAC) of the Department of Foreign Affairs as contained in its Resolution No. 04-14, the Department is awarding the Contract for the procurement of Potable Water Supply for the DFA Main Office and Satellite Offices for FY 2014 to your firm, **PISHON INDUSTRIES**, for a period of one (1) year or from 01 January 2014 to 31 December 2014, in the amount of One Million Two Hundred Eighty-Seven Thousand Seven Hundred Five Pesos and Sixty Centavos (Php 1,287,705.60) only, inclusive of all taxes and other lawful charges, subject to the successful signing of the Contract and posting of the required performance security within ten (10) calendar days from receipt of this Notice.

Very truly yours,

By authority of the Secretary of Foreign Affairs:

  
**RAFAEL E. SEGUIS**  
*Undersecretary for Administration  
and Head of the Procuring Entity*

Conforme:

For: PISHON INDUSTRIES

**MS. MYLEEN L. BUMANGLAG**  
*Authorized Representative*  
PISHON INDUSTRIES  
32 Bicameral Rd., Violago Subd.  
Batasan Hills, Quezon City

Date: \_\_\_\_\_

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Sr. Sp. Asst. N. Servigon	_____
BAC Alt. Chairperson E.D. Austria-Garcia	_____
BAC Vice-Chairman J.V.Chan-Gonzaga	_____
BAC Members: S.E. Banquicio	_____
A.V. Arevalo	_____
G.P. Abiog	_____
B.T. L. Santos	_____
End-User Representative:	_____
Asst. Sec. M. Sta. Maria - Thomeczek	_____
BAC Secretariat:	_____
Head - S.O. Nuevo / A.O. Vallespin	_____
A. De Asis-Del Mundo	_____
S.P. Toledo	_____
G.C. Fernandez	_____

Date: \_\_\_\_\_



**MEMORANDUM FOR THE CHAIR, BIDS AND AWARDS COMMITTEE**

**FROM : TECHNICAL WORKING GROUP OF THE DFA-BAC**  
**SUBJECT : Report on the Post Qualification of Pishon Industries, Inc.**  
**DATE : 09 January 2014**

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The TWG respectfully submits its report on the results of the post qualification of Pishon Industries, Inc. on 08 January 2013 for the procurement of Potable Water Supply for the DFA Main Office and Satellite Offices for FY 2014.

For the Chair's consideration and appropriate action.

**REPORT OF THE TECHNICAL WORKING GROUP (TWG) OF THE DFA-BIDS AND AWARDS COMMITTEE (DFA-BAC) ON THE POST QUALIFICATION OF PISHON INDUSTRIES FOR THE PROCUREMENT OF POTABLE WATER SUPPLY FOR THE HOME OFFICE AND SATELLITE OFFICES FOR FY 2014**

Date: 09 January 2014  
Venue: OUA Conference Room  
Project Name: Potable Water Supply for DFA Main Office and Satellite Offices for FY 2014  
Name of Bidder: Pishon Industries, Inc.  
ABC: PHP 1,300,000.00

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The TWG of the DFA-BAC convened on 08 January 2013 a post-qualification of Pishon Industries, Inc., bidder for the procurement of potable water supply for the DFA main office and satellite offices for FY 2014.

The post qualification was convened to "verify, validate and ascertain the statements made and documents submitted" by the bidder. Specifically, the TWG, in accordance with the criteria set forth in section 34.3 of the RIRR of RA 9184, looked into the genuineness, validity and accuracy of the legal, technical and financial documents submitted by Pishon Industries, Inc.

Present during the post qualification were representative of Pishon Industries, Inc., representatives of the end-user (OPAS), and members of the TWG and BAC.

The TWG compared to the original the legal, technical and financial documents submitted by Pishon Industries, Inc. The following documents were subjected to the TWG's verification process:

***Eligibility Requirements***

- 1) SEC Certificate of Registration
- 2) Mayor's Permit
- 3) Completed Government/Private Contract
- 4) Audited Financial Statements
- 5) Documentary Proof of the Bidder's Net Financial Contracting Capacity (NFCC)

***Technical Requirements***

- 1) Bid Security
- 2) Omnibus Sworn Statement
- 3) Conformity with Technical Specifications

***Financial Requirements***

- 1) Financial Bid Form
- 2) Form for the Breakdown of Bidder's Financial Bid

**REPORT OF THE TECHNICAL WORKING GROUP (TWG) OF THE DFA-BIDS AND AWARDS COMMITTEE (DFA-BAC) ON THE POST QUALIFICATION OF PISHON INDUSTRIES FOR THE PROCUREMENT OF POTABLE WATER SUPPLY FOR THE HOME OFFICE AND SATELLITE OFFICES FOR FY 2014**

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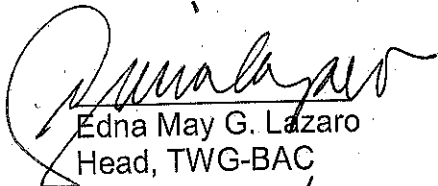
**Post-Qualification Requirements**

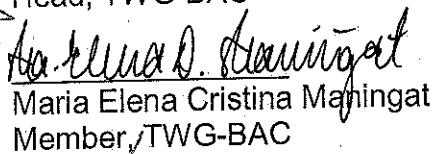
- 1) Tax Clearance
- 2) Latest Income and Business Tax Returns
- 3) Certificate of PHILGEPS Registration

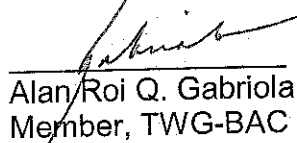
The TWG had the following observations:

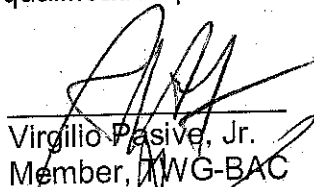
- 1) The TWG found the documents submitted by Pishon Industries, Inc. to be true copies of the original documents;
- 2) The bidder's completed contract with the Department of Foreign Affairs (DFA) for the potable water supply from 02 January 2012 to 02 January 2013 (duration of the contract) amounting to Philippine Pesos One Million Eighteen Thousand Two Hundred Forty-Eight (Php 1,018,248.00) met the requirement for at least 50% of the ABC of the Project. Pishon Industries submitted as proof of completion and acceptance, the original and certified true copy of the certificate issued by the Department of Foreign Affairs (DFA);
- 3) The bidder submitted a Net Financial Contracting Capacity of Philippine Pesos Twenty-Three Million Two Hundred Forty-Five Thousand and Five (Php 23,245,005.00) exceeds the ABC amounting to Philippine Pesos One Million Three Hundred Thousand (Php 1,300,000.00);
- 4) The bidder executed a Bid Securing Declaration dated 18 December 2013 as the Bid Security requirement which was duly notarized by Atty. Dante V. Gil, notary public in Angono, Rizal;
- 5) The Omnibus Sworn Statement and Sworn Statement of Compliance with all Technical Specifications were duly notarized;
- 6) Pishon Industries, Inc. also submitted copies of Tax Clearance Certificate issued by the Bureau of Internal Revenue and certificate of PhilGEPS registration;

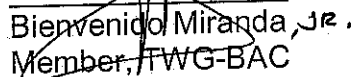
Taking into account the results of the post-qualification, the TWG reports to the DFA-BAC that Globe Telecom, Inc. passed the post qualification process.

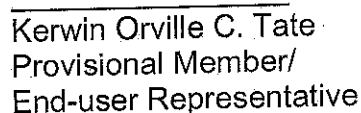
  
Edna May G. Lazaro  
Head, TWG-BAC

  
Maria Elena Cristina Maningat  
Member, TWG-BAC

  
Alan Roi Q. Gabriola  
Member, TWG-BAC

  
Virgilio Pasiva, Jr.  
Member, TWG-BAC

  
Bienvenido Miranda, Jr.  
Member, TWG-BAC

  
Kerwin Orville C. Tate  
Provisional Member/  
End-user Representative

## **Revised Implementing Rules and Regulations**

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may be downloaded, and, where applicable, the price of the Bidding Documents;

- g) The contract duration or delivery schedule;
- h) The name, address, telephone number, facsimile number, e-mail and website addresses of the concerned procuring entity, as well as its designated contact person; and
- i) Such other necessary information deemed relevant by the procuring entity.

### **21.2. Advertising and Posting of the Invitation to Bid/Request for Expression of Interest**

21.2.1. Except as otherwise provided in Sections 21.2.2 and 54.2 of this IRR and for the procurement of common-use goods and supplies, the Invitation to Bid/Request for Expression of Interest shall be:

- a) Advertised at least once in one (1) newspaper of general nationwide circulation which has been regularly published for at least two (2) years before the date of issue of the advertisement;
- b) Posted continuously in the PhilGEPS website, the website of the procuring entity concerned, if available, and the website prescribed by the foreign government/foreign or international financing institution, if applicable, for seven (7) calendar days starting on date of advertisement; and
- c) Posted at any conspicuous place reserved for this purpose in the premises of the procuring entity concerned for seven (7) calendar days, if applicable, as certified by the head of the BAC Secretariat of the procuring entity concerned.<sup>(a)</sup>

21.2.2. Advertisement of the Invitation to Bid/Request for Expression of Interest in a newspaper of general nationwide circulation provided in Section 21.2.1(a) shall not be required for contracts to be bid with an approved budget of Two Million Pesos (P2,000,000.00) and below for the procurement of goods, Five Million Pesos (P5,000,000.00) and below for the procurement of infrastructure projects, and One Million Pesos (P1,000,000.00) and below or those whose duration is four (4) months or less for the procurement of consulting services.<sup>(a)</sup>

## **Section 22. Pre-bid Conference**

22.1. For contracts to be bid with an approved budget of One Million Pesos (P1,000,000.00) or more, the BAC shall convene at least one (1) pre-bid conference to clarify and/or explain any of the requirements, terms, conditions, and specifications stipulated in the Bidding Documents. For contracts to be bid with an approved budget of less than One Million Pesos (P1,000,000), pre-bid conferences may be conducted at the discretion of the BAC. Subject to the approval of the BAC, a pre-bid conference may also be conducted upon written request of any prospective bidder.

22.2. The pre-bid conference shall be held at least twelve (12) calendar days before the deadline for the submission and receipt of bids. If the procuring entity determines

**Bid Form**

Date: December 23, 2013  
Invitation to bid No: PB-GS-028-2013

To: Department of Foreign Affairs

Gentlemen and/or Ladies:

Having examined the bidding Documents including Bid Bulletin Numbers 1, the receipt of which is hereby duly acknowledged, we, the undersigned, offer to Supply/deliver/perform Potable water supply in conformity with the said Bidding Documents for the sum of ONE MILLION TWO HUNDRED EIGHTY SEVEN THOUSAND SEVEN HUNDRED FIVE AND SIXTY CENTAVOS, P 1,287,705.60 inclusive of vat or such others sums as may be ascertained in accordance with the Schedule of Prices attached herewith and made part of this bid.

We undertake, if our Bid is accepted, to deliver the goods in accordance with the delivery schedule specified in the Schedule of Requirements.

If our Bid is accepted, we undertake to provide a performance security in the form, amount, and within the times specified in the Bidding Documents.

We agree to abide by this Bid for the Bid Validity Period specified in **BDS** provision for ITB Clause 18.2 and it shall remain binding upon us and may be accepted at any time before the expiration of that period.

Commissions or gratuities, if any, paid or to be paid by us to agents relating to this Bid, and to contract execution if we are awarded the contract, are listed below:

Name and address of agent	Amount and Currency	Purpose of Commission or gratuity
<u>None</u>	<u>None</u>	<u>None</u>
(if none, state "None")		

Until a formal Contract is prepared and executed, this Bid, together with your written acceptance thereof and your notice of Award, shall be binding upon us.

We understand that you are not bound to accept the lowest or any Bid you may receive.

We certify/confirm that we comply with the eligibility requirements as per ITB Clause 5 of the Bidding Documents.

Date this 23rd day of December 2013



**CERTIFIED TRUE COPY  
FROM THE ORIGINAL**



*Mykel J. Bermanoff*

[signature]

President

[in the capacity of]

Duly authorized to sign Bid for and on behalf of Pishon Industries, Inc.

*[Bidder must present proof of authority to sign for and in behalf of the company/entity making the bid]*

**CERTIFIED TRUE COPY  
FROM THE ORIGINAL**

# PISHON INDUSTRIES, INC.

#32 Bicameral Rd., Violago Subd., Batasan Hills Quezon City  
Tel. nos.: 9524564 / 4288246 / 2119606

## BOARD RESOLUTION

At a special meeting of the Board of Directors of PISHON INDUSTRIES, INC. convened on December 12, 2013, the following were proposed and approved:

WHEREAS, PISHON INDUSTRIES, INC. has manifested its intention to enter into a bid contract with the Department of Foreign Affairs - Bid and Awards Committee registered at 2330 Roxas Boulevard, Pasay City.

WHEREAS, there is a need to authorize one of its Officers to enter into a contract with the said agency or instrumentality of the Government for and in behalf of the company

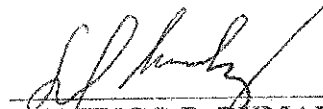
RESOLVED, as it is hereby resolved that the corporation does hereby name, constitute and appoint MS. MYLEEN L. BUMANGLAG, President / General Manager, to be its true and authorized representative and attorney-in-fact, and on behalf of the Corporation, to do and perform the following administrative acts in relation to the bidding requirements of DFA - Bids and Awards Committee (DFA-BAC), to wit:

- 1) Make, sign, execute and deliver documents, affidavits, contracts, letters of instruction and authorization, and other related documents with the Department of Finance-Bids and Awards Committee, or any entities thereof, upon terms and condition acceptable to the Corporation's attorney-in-fact.

"RESOLVED, FINALLY, as it is hereby resolved that the Corporate Secretary be authorized to issue certification(s) relative to the foregoing resolutions."

Signed on this 12th day of December, 2013 at Batasan Hills, Quezon City, Philippines.

  
MARIZEL L. AMODO  
Board of Director

  
DOMINGO P. BUMANGLAG  
Board of Director

  
MYLA BUMANGLAG  
Corporate Secretary

**CERTIFIED TRUE COPY  
FROM THE ORIGINAL**

REPUBLIC OF THE PHILIPPINES)  
QUEZON CITY.....)S.S.

BEFORE ME, A Notary Public for and in Quezon City personally appeared the **MATER DEI SCHOOL SYSTEM, INCORPORATED**, Board of Directors with their ID no. above-cited, known to me and to be known to be the same persons who executed the foregoing instrument and the same acknowledge to me with own free act and voluntary deed.

WITNESS MY HAND AND SEAL this DEC 18 2013 day of 2013, 2013 at Quezon City.

Doc. No. 103  
Page No. 21  
Book No. 06  
Series of 2013

  
ATTY. DANTE V. GIL  
NOTARY PUBLIC

UNTIL JAN. 08, 2014  
PTR No. 9610877 / Jan. 08, 2013 / Angono Rizal  
BFP No. 831360 / Jan. 08, 2013  
JL No. 18629

Republic of the Philippines)  
\_\_\_\_\_ ) S.s.

SECRETARY'S CERTIFICATE

I, **MYLA L. BUMANGLAG** of legal age, Filipino, with registered address at 24 Bicameral Rd. Violago Homes, Batasan Hills, Quezon City, being duly elected and qualified corporate secretary of **PISHON INDUSTRIES, INC.**, a corporation duly organized and existing under the laws of the Republic of the Philippines with business office address at #32 Bicameral Rd. Violago Homes, Batasan Hills, Quezon City, hereby certify that during the special meeting of the Board of Directors held on December 12, 2013, wherein a quorum was present and acting throughout, the following resolutions were unanimously approved, to wit:

“**RESOLVED**, as it is hereby resolved that the corporation does hereby name, constitute and appoint **MS. MYLEEN L. BUMANGLAG**, President / General Manager, to be its true and authorized representative and attorney-in-fact, and on behalf of the Corporation, to do and perform the following administrative acts in relation to the bidding requirements of DFA - Bids and Awards Committee (DFA-BAC), to wit:

- 1) Make, sign, execute and deliver documents, affidavits, contracts, letters of instruction and authorization, and other related documents with the Department of Finance - Bids and Awards Committee, or any entities thereof, upon terms and condition acceptable to the Corporation's attorney-in-fact.

“**RESOLVED, FINALLY**, as it is hereby resolved that the Corporate Secretary be authorized to issue certification(s) relative to the foregoing resolutions.”

IN WITNESS WHEREOF, I have hereunto set my hand this day of DEC 18 2013 2013 at Manila, Philippines.

**CERTIFIED TRUE COPY  
FROM THE ORIGINAL**

*M. L. Bumanglag*  
**MYLA L. BUMANGLAG**  
Corporate Secretary

SUBSCRIBED AND SWORN to before me this 18 day of December 2013, \_\_\_\_\_, Philippines affiant personally exhibited to me her Tax Identification No. \_\_\_\_\_ issued on \_\_\_\_\_ 2013, at \_\_\_\_\_.

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Page No.: 4  
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Series of 2013

*Dante V. Gil*  
**ATTY. DANTE V. GIL**  
NOTARY PUBLIC  
UNTIL JAN. 08 2014  
PTR No. 9610677 / Jan. 08, 2013 / Angono Rizal  
TFR No. 831360 / Jan. 08, 2013  
No. 18829