



Republic of the Philippines  
**OFFICE OF THE OMBUDSMAN**  
**MINDANAO**  
*Earth corner Libra Streets, GSIS Heights, Matina, Davao City*

**BIDS AND AWARDS COMMITTEE**  
**DECISION NO. 32-4-2019**  
**Series of 2019**

***RECOMMENDING THE AWARD OF THE CONTRACT  
FOR THE SECURITY SERVICES TO  
TO THE PHILIPPINE VETUS SECURITY FORCE, INC.***

WHEREAS, the Head of the Procuring Entity approved the Purchase Request No. 18-09-120 dated 21 September 2018 for the procurement of security services of six (6) security guards to be assigned at the Office of the Ombudsman-Mindanao, Davao City, and two (2) security guards to be assigned at the Ombudsman Cagayan de Oro Regional Office, Cagayan de Oro City for the period 1 April 2019 to 31 December 2019, with Approved Budget for the Contract (ABC) of PhP2,060,352.00;

WHEREAS, by approved Resolution No. 101, series of 2018, the Bids and Awards Committee (BAC) resolved to recommend the use of competitive bidding for the procurement of the contract, consistent with Section 10 of Republic Act (R.A.) No. 9184, which provides that “[A]ll Procurement shall be done through Competitive Bidding, xxx”;

WHEREAS, the first public bidding was conducted on 20 November 2018 during which three (3) bids were received;

WHEREAS, per Resolution No. 124 dated 29 November 2018, Resolution No. 125 dated 6 December 2018 and Resolution No. 01 dated 8 January 2019 issued by the BAC and approved by the head of the procuring entity, the three (3) bidders who participated were recommended post-disqualified;

WHEREAS, per approved Resolution No. 01 dated 8 January 2019, the failure of the first bidding was declared as all bids received failed in the post-qualification, hence, the conduct of the second public bidding was recommended;

WHEREAS, during the second public bidding (Bid Opening) conducted on 15 February 2019 at 10:30 A.M., one (1) bid was received from the sole bidder, Philippine Vetus Security Force, Inc. (PHILVETS), Davao City;

WHEREAS, by Resolution No. 17, series of 2019, dated 18 February 2019, the BAC declared that the PHILVETS’ bid failed to comply with the requirements of the technical component of the bids, as no *Net Financial Contracting Capacity (NFCC) computation or committed line of Credit (Commercial Universal Bank)* was submitted; that the BAC recommended the resort to Negotiated Procurement;

WHEREAS, R.A. No. 9184 provides that there shall be a failure of bidding if [N]o bid qualifies as the *Lowest Calculated Responsive Bid xxx*; and that [A]fter the second failed bidding, however, the BAC may resort to negotiated procurement as provided for in Section

53 xxx.<sup>1</sup> It further provides that [N]egotiated Procurement shall be allowed xxx In cases of two (2) failed bidding, as provided in Section 35 xxx;<sup>2</sup>

WHEREAS, the BAC invited sufficient number of security agencies to engage in negotiation, and simultaneously posted the invitation or request for submission of price quotations for Negotiated Procurement in the PhilGEPS website, the website of this Office, and at the conspicuous place reserved for this purpose;

WHEREAS, on 19 March 2019, the Negotiated Procurement Conference (Opening of Bids) was conducted; and that two bids/proposals were received from the following security agencies, namely: 1) Philippine Vetus Security Force with bid proposal of PhP1,932,622.09; and 2) Axzeen Security Agency with bid proposal of PhP2,036,526.84.

WHEREAS, after the post-qualification and based on the TWG Post Qualification Report as well as the BAC Post-Qualification Report, the BAC determined the bid proposal of the Philippine Vetus Security Force, Inc. to be the Lowest Calculated and Responsive Bid.

NOW, THEREFORE, for and in consideration of the foregoing, we, the members of the BAC, hereby recommend to the Head of the Procuring Entity the following:

1. To declare the bid of Philippine Vetus Security Force, Inc. as the Lowest Calculated and Responsive Bid; and
2. To award the contract for the procurement of the security services to Philippine Vetus Security Force, Inc.

Davao City, Philippines, 12 April 2019.

BIDS AND AWARDS COMMITTEE

  
**MARIA ILUMINADA S. LAPID-VIVA**

Assistant Ombudsman  
Chairperson

  
**HILDE C. LIKIT**

Graft Investigation and Prosecution Officer III  
Vice Chairperson

  
**VIVIAN A. JUMILLA**

Graft Investigation and Prosecution Officer III  
Member

**SAMUEL P. NAUNGAYAN**

Graft Investigation and Prosecution Officer III  
Member

  
**ROSEMIL R. BAÑAGA**

Graft Investigation and Prosecution Officer III  
Member

APPROVED:

  
**RODOLFO M. ELMAN**

Deputy Ombudsman for Mindanao

<sup>1</sup> Section 35(b) and last sentence, R.A. No. 9184, and Section 35.5, Revised Implementing Rules and Regulations (RIRR) of R.A. No. 9184

<sup>2</sup> Section 53(a), R.A. 9184, and Section 53.1, RIRR of R.A. No. 9184