



**MURCIA WATER DISTRICT**  
Municipality of Murcia  
Province of Negros Occidental  
Republic of the Philippines

Email add: [murciawaterdistrict@gmail.com](mailto:murciawaterdistrict@gmail.com)

Tele/Fax No: (034) 458-8844

March 18, 2025

**JOEFFREY SOLINAP**

Authorized Managing Officer

SOLAPO CONSTRUCTION & SUPPLY, CO.

Subject: **NOTICE OF RESOLUTION DENYING REQUEST FOR RECONSIDERATION** for the  
*Procurement of Infrastructure Project for the Construction of Main System  
Improvement for Murcia Water District (Phase 1) with Project No.  
MWD-INFRA-2025-002*

Dear Mr. Solinap:

In view of your Request for Reconsideration of your Disqualification which this committee received last March 13, 2025, please be informed that after careful deliberation and thorough discussion, with regrets, the Committee hereby resolved to **DENY** your **REQUEST** for **RECONSIDERATION**.

It is the task of the Bids and Awards Committee to ensure that the Murcia Water District abides by the standards set forth in Republic Act. No. 9184, otherwise known as "**The Government Procurement Reform Act**" (as amended) and its Implementing Rules and Regulations, to all its procurement activities.

Premises considered; Motion for Reconsideration is hereby **DENIED** as per attached BAC Resolution No. 023, Series of 2025.

We look forward to your participation in the bidding of our other projects.

Let the Secretariat furnish the Bidder with this Notice and post a copy of the same on the MWD website.

**ENGR. PAUL G. OÑAS**

BAC Chairperson

Received by:

\_\_\_\_\_  
Name and Signature of Bidder's Representative

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



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### BIDS AND AWARDS COMMITTEE

#### RESOLUTION NO. 023

*Series of 2025*

**A RESOLUTION DENYING THE MOTION FOR RECONSIDERATION OF SOLAPO CONSTRUCTION & SUPPLY, CO. FOR FAILURE TO COMPLY WITH ITEM 19.1 AS STATED IN SECTION II. INSTRUCTION TO BIDDERS OF THE BIDDING DOCUMENTS AND SECTION 55.1 OF 2016 REVISED IMPLEMENTING RULES AND REGULATIONS OF REPUBLIC ACT NO. 9184 FOR THE PROCUREMENT OF INFRASTRUCTURE PROJECT FOR THE CONSTRUCTION OF MAIN SYSTEM IMPROVEMENT FOR MURCIA WATER DISTRICT (PHASE 1) with PROJECT NO. MWD-INFRA-2025-002**

**WHEREAS**, the Murcia Water District conducted a public bidding for the Infrastructure Project for The Construction of Main System Improvement for Murcia Water District on March 12, 2025 in accordance with Republic Act No. 9184, otherwise known as the "Government Procurement Reform Act," (as amended) and its Implementing Rules and Regulations (IRR);

**WHEREAS**, during the evaluation of bids, the Bids and Awards Committee (BAC) found the bid submitted by SOLAPO CONSTRUCTION & SUPPLY, CO. to be non-compliant with the **item (r)** of the Financial Component Envelope set forth in the Revised Checklist of Technical and Financial Documents in the bidding documents, leading to its disqualification from the procurement process;

**WHEREAS**, on March 13, 2025, the BAC thru its secretariat received a motion for reconsideration from SOLAPO CONSTRUCTION & SUPPLY, CO. citing that:

*"We are official writing to your good office regarding the recently concluded bidding that our company, SOLAPO CONSTRUCTION & SUPPLY, CO., was declared disqualified. It has brought upon our attention that the reason for our disqualification is because of a missing item in our submitted financial documents. The item missing, 200mmØ HDPE PIPE to be exact, was not included in the Bill of Quantities provided in the Bidding Documents we have purchased, thus, we didn't include the said item to our financial documents. Please be informed that the format of the Bill of Quantities attached in the Bidding Documents was used ad we filled in the missing data particularly the Unit Prices (in words and in figures), the Total Amount (in words and in figures), the Sub-Totals and the Overall Total of the items provided in the Bill of Quantities.*

*"Clause 15.2, Section II, Instruction to Bidders of the PBDs for Goods and Infrastructure Projects provides that the bidders shall fill in rates and prices for all items of the Goods/Works described in the Bill of Quantities. Bids not addressing or providing all of*

*the required items in the Bidding Documents including, where applicable, Bill of Quantities, shall be considered non-responsive and, thus, automatically disqualified."*

*Another thing that has concerned us also is the checking of the financial documents wherein the evaluation of the financial bids of the other contractor only took a few minutes while ours took more or less thirty minutes.*

*We are hoping for your consideration regarding this important matter and may we hear from your good office as soon as you have come up with a decision.*

*Thank you and God Bless."*

**WHEREAS**, the BAC conducted a thorough review and re-evaluation of the documents submitted by SOLAPO CONSTRUCTION & SUPPLY, CO. and found that *item (r) Duly accomplished Detailed Estimates Form, including a summary sheet indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid* of the Financial Component Envelope in the Revised Checklist of Technical and Financial Documents considered **NON-RESPONSIVE** by not providing required pipes on both bridge crossings on *Sheet No. C/15 of Section VII. Drawings* of the bidding documents. Moreover, the BAC reiterate item 19.1 of Section II. Instruction to Bidders stating that:

**19.1.** *The Procuring Entity's BAC shall immediately conduct a detailed evaluation of all Bids rated "passed" using non-discretionary pass/fail criteria. The BAC shall consider the conditions in the evaluation of Bids under Section 32.2 of 2016 revised IRR of RA No. 9184.*

**WHEREAS**, pursuant to **Section 32.2** of 2016 revised IRR of RA No. 9184, the BAC strictly considered the following criteria as follows;

**a) Completeness of the bid.** *Unless the Instructions to Bidders specifically allow partial bids, bids not addressing or providing all of the required items in the Bidding Documents including, where applicable, bill of quantities, shall be considered non-responsive and, thus, automatically disqualified. In this regard, where a required item is provided, but no price is indicated, the same shall be considered as non-responsive, but specifying a zero (0) or a dash (-) for the said item would mean that it is being offered for free to the Government, except those required by law or regulations to be provided for; and*

**b) Arithmetical corrections.** *Consider computational errors and omissions to enable proper comparison of all eligible bids. It may also consider bid modifications if expressly allowed in the Bidding Documents. Any adjustment shall be calculated in monetary terms to determine the calculated prices.*



**WHEREAS**, pursuant to **Section 55.1** of 2016 revised IRR of RA No. 9184 states that;

*55.1 Decisions of the BAC at any stage of the procurement process may be questioned by filing a request for reconsideration within the three (3) calendar days upon receipt of written notice or upon verbal notification. The BAC shall decide on the request for reconsideration within seven (7) calendar days from receipt thereof. The bidder shall not be allowed to submit additional documents to correct any defects in the bid submitted.*

**If a failed bidder signifies his intent to file a request for reconsideration, the BAC shall keep the bid envelopes of the said failed bidder unopened and/or duly sealed until such time that the request for reconsideration has been resolved.**

**WHEREAS**, in the aforementioned criteria, SOLAPO CONSTRUCTION & SUPPLY, CO. failed to signify its intent to file a request for reconsideration after the BAC unanimously decided that his bid proposal was considered non-responsive with the *item (r)* of the Financial Component Envelope. Thus, the BAC secretariat was instructed by the BAC to return its bid envelopes, they accepted the said documents and did not manifest any intention to file a Motion for Reconsideration before the BAC.

**WHEREAS**, on the day that the bidding documents were returned to SOLAPO CONSTRUCTION & SUPPLY, CO., it was only on the day after the return of documents that SOLAPO submitted their Motion for Reconsideration, contrary to the procedural requirement that such motion must signify the failed bidder's intent to file a request for reconsideration immediately upon receipt of the notice of ineligibility or disqualification so that the BAC shall keep the failed bidder's bid envelopes.

**NOW, THEREFORE**, for and in consideration of the foregoing premises, we the members of the Bids and Awards Committee, hereby resolved that the Motion for Reconsideration of SOLAPO CONSTRUCTION & SUPPLY, CO. was **DENIED** in accordance to **Section 32.2.a (Completeness of the bid.)** and **Section 55.1** of 2016 revised IRR of RA No. 9184.

**RESOLVED**, at Murcia Water District Office, KM. 18 Eco-Tourism Highway, Brgy. Salvacion, Murcia Negros Occidental this 17<sup>th</sup> day of March 2025.

Sincerely,



Engr. PAUL G. OÑAS  
BAC Chairperson



RENELYN NATIBO-OC-JARDIN, CPA  
BAC Vice-Chairperson



RHENEMIE AGUILAR  
BAC Member



Engr. ANNIE L. ANDIGAN  
BAC Member



RODOLFO H. DINERO, Jr.  
BAC Member