



RESOLUTION NO. 0995
Series of 2025

WHEREAS, the agency has an original project, Procurement of Works for the Construction of Mushroom Production Facility with an Approved Budget for the Contract (ABC) of (One Million Nine Hundred Eighty Thousand One Hundred Ninety-Seven Pesos & 66/100 (Php 1,980,197.66);

WHEREAS, the BAC Resolution recommending for award was approved by the Head of the Procuring Entity and a Notice to Proceed was issued and received by D' X-MEN BUILDERS CORPORATION on February 28, 2025;

WHEREAS, a Purchase Request for the Procurement of Additional Works for the Construction of Mushroom Production Facility with an ABC of Four Hundred Nineteen Thousand Fifty-Four Pesos & 51/100 (Php 419,054.51) was made;

WHEREAS, D' X-MEN BUILDERS CORPORATION submitted its Bill of Quantities in the amount of Three Hundred Ninety-Five Thousand Five Hundred Sixty-Nine Pesos & 97/100 (Php 395,569.97) for the said procurement;

WHEREAS, under Section 35.4, of R.A. 12009 and its Implementing Rules and Regulations and when provided for in the Annual Procurement Plan, Adjacent or Contiguous as an Alternative Method of Procurement may be allowed where the consultants have unique experience and expertise to deliver the required service, subject to the following conditions;

- a. Original contract is the result of a Competitive Bidding, Competitive Dialogue, Limited Source Bidding;
- b. Subject contract to be negotiated has similar or related Scopes of Work or Terms of Reference;
- c. It is within the contracting capacity of the contractor/consultant; considering the legal, technical (e.g., PCAB license, SLC) and financial (e.g., NFC) for the contiguous project) requirements for eligibility;
- d. In determining the SLC, NFC and PCAB license, the sum of the value of the remaining works for the existing contract and the ABC of the contiguous or adjacent work shall be considered;
- e. The contractor/consultant uses the same prices or lower unit prices as in the original contract less mobilization cost;
- f. The ABC of the contiguous or adjacent work involved does not exceed the contract amount of the ongoing project;
- g. The contractor/consultant has no negative slippage/delay in the original contract during the time of negotiation; and
- h. Negotiations for the procurement are commenced before the expiry of the original contract.

THEREFORE, the Bids and Awards Committee RESOLVE as it is hereby RESOLVED that Negotiated procurement under Sec. 35.4 (Adjacent or Contiguous) of RA 12009 and its IRR shall be the mode of procurement in favor of D' X-MEN BUILDERS CORPORATION for the Procurement of Additional Works for the Construction of Mushroom Production Facility in the amount of Three Hundred Ninety-Five Thousand Five Hundred Sixty-Nine Pesos & 97/100 (Php 395,569.97).

PR# 2025-0897

RESOLVED this day of MAY, 2022 at DA Western Visayas, BAC Secretariat
Office, 3rd Floor Regional Field Office VI, Parola, Iloilo City

BIDS AND AWARDS COMMITTEE

ATTY. ROLIN M. ASUNCION

Chairperson

RTD ZARLINA B. CUELLO

Vice-Chairperson

DR. JONIC NATIVIDAD

Member

LORIE D. DEASIS

Member

MAE P. NONES

Member

Approved:

DENNIS R. ARPILA
Regional Executive Director /
Head of the Procuring Entity