



Republic of the Philippines
METROPOLITAN WATERWORKS AND SEWERAGE SYSTEM



Bids and Awards Committee (BAC)
BAC RESOLUTION NO. 2020-05
Preventive Maintenance of the Kirloskar Chiller
(CONTRACT NO. MWSS-PMKC-2020)
BY REFERENDUM

WHEREAS, the Board in its Resolution No. 2018-105-CO dated 12 July 2018 approved the recommendation of the Management to enter into a Preventive Maintenance Agreement with Aircode Corporation for the existing one (1) unit 350Tr Kirloskar Water Cooled Chiller through Direct Contracting with Total Contract Price of One Hundred Eighty Thousand Pesos (Php180,000.00) inclusive of tax for one year;

WHEREAS, the Service/Maintenance agreement between AIRCODE and MWSS commenced on October 2018 and expired on September 2019, thus, executing a new agreement is necessary for the preventive maintenance;

WHEREAS, the Preventive Maintenance of the Kirloskar Chiller is included in the Annual Procurement Plan (APP) for CY2020 per Board resolution 2020-010-CO in the amount of Two Hundred Thousand Pesos (Php200,000.00) through Direct Contracting in accordance with Section 50 of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act (R.A.) No. 9184;

WHEREAS, according to the Legal Services Department (LSD), in its Contract Review dated 16 October 2019, the MWSS may enter into an Agreement with Aircode Corporation for the Preventive Maintenance Agreement of the Kirloskar Chiller through Direct Contracting as the latter is the sole distributor of Kirloskar Chillers in the Philippines and has the capability to render maintenance services for Kirloskar Chillers, although with slight changes on the contract price since the previous agreement cost on 2018 was One Hundred Eighty Thousand Pesos (Php180,000.00)¹ while the new agreement cost is One Hundred Ninety-Eight Thousand Pesos (Php198,000.00)²;

WHEREAS, on 11 February 2020, Kirloskar Chillers Private Limited issued a Distributorship Certificate appointing Aircode Corporation as their Sole and Exclusive Distributor for All Government and Institutional Projects for Kirloskar Chillers in and for the Philippines;

NOW THEREFORE, the BAC, after acknowledgment of the LSD that MWSS may enter into an agreement with Aircode Corporation, **RESOLVED** to recommend to the Board of Trustees to Award the contract for the Preventive Maintenance of the Kirloskar Chiller at the MWSS Administration Building (Contract No. MWSS-PMKC-2020) to **Aircode Corporation** under the same terms and conditions as the previous contract except accordingly for the contract price from One Hundred Eighty Thousand Pesos (Php180,000.00) to One Hundred Ninety-Eight Thousand Pesos (Php198,000.00) under the procurement method of Direct Contracting in accordance with Section 50 of the RIRR of R.A. 9184.

¹ Annex "A"

² Annex "B"

[Handwritten signatures and dates]
13/13/2020




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APPROVED: 13 FEBRUARY 2020 BY REFERENDUM


AUGUSTINE M. VESTIL, JR.
Member


RAMON R. FABUL
Member


LEONOR C. CLEOFAS, CESO IV
Chairperson


WALTER M. PARTOSA
Member


ROMEO D. RODEROS
Vice-Chairperson