



**BAC RESOLUTION RECOMMENDING AWARD OF CONTRACT TO THE HEAD OF
PROCURING ENTITY OF PSHS-ZRC IN FAVOR OF THE LOWEST CALCULATED AND
RESPONSIVE BIDDER (LCRB) FOR THE COMPLETION OF ACADEMIC BUILDING I
(NEGOTIATED PROCUREMENT – TWO FAILED BIDDINGS) – DESIGN AND BUILD**

BAC RESOLUTION 2021-09-15-F

WHEREAS, as per General Appropriations Act (GAA) for FY 2021, Philippine Science High School-Zamboanga Peninsula Region Campus (PSHS-ZRC) was allotted with Three Million Pesos (Php 3,000,000.00) as the Approved Budget for the Contract (ABC) for the Completion of Academic Building I (Negotiated Procurement-Two Failed Biddings);

WHEREAS, on June 28, 2021, the BAC recommended to the Head of the Procuring Entity of PSHS-ZRC through a Resolution for the use of the Design and Build Scheme;

WHEREAS, the Pre-Procurement Conference of the project was conducted on June 28, 2021, 9:30AM virtually via Google Meet;

WHEREAS, the BAC agreed to allow prospective bidders to participate in the Pre-Bid Conference virtually but maintained its earlier decision not to allow online submission of bids since the members would still need capability building in the methodology of electronic bid submission;

WHEREAS, an Invitation to Bid for the Completion of Academic Building I (Negotiated Procurement-Two Failed Biddings) – Design and Build was posted starting July 2, 2021 in www.philGEPS.gov.ph, in the website of PSHS-ZRC, and in the conspicuous places within the premises of the school;

WHEREAS, availability of the bidding documents of the project was from July 2, 2021 until July 26, 2021 at 11:00AM;

WHEREAS, on June 29, 2021, the BAC sent invites through email and through courier to four observers to observe the conduct of the next stages of the procurement process, namely: COA Region IX, Philippine Constructors Association, Inc., Philippine Institute of Civil Engineers (both national and local chapters), Transparency and Accountability Network, and National Constructors Association of the Philippines, Inc.;

WHEREAS, on July 7, 2021, the BAC also sent invites through email and through courier to previously disqualified bidders of the project, namely: Long island Builders and Construction, Soy Eng Construction, and VAF Construction;

WHEREAS, on the scheduled date of the Pre-Bid Conference on July 14, 2021, at 11:00AM, representatives of three prospective bidders, namely MMG Construction and Maqueserg Construction attended the meeting personally while VAF construction, virtually;

WHEREAS, the BAC through the BAC Secretariat published Supplemental/Bid Bulletin No. 1 for the project on July 19, 2021;

WHEREAS, on July 26, 2021, the BAC and the TWG convened for the scheduled Opening of Bids at the Ground Floor of Dormitory Building II to which two bidders namely, JH Pameron Construction and Enterprises, Inc. and MMG Construction submitted their respective bids prior to the deadline 11:00AM;

WHEREAS, the non-discretionary "pass-fail" criterion was followed in determining the presence or absence of the documents required;

WHEREAS, the BAC and the TWG proceeded to open the First Envelopes containing the Technical Requirements of the participating bidders;

WHEREAS, participating bidders JH Pameron Construction and Enterprises, Inc. and MMG Construction were both rated passed in all its Eligibility Requirements; hence the second component of their bids containing the financial proposal were opened next;

WHEREAS, the bid amount of the two participating bidders were Two Million Nine Hundred Seventy Thousand, Three Hundred Forty-Seven Pesos and 36/100 (Php2,970,347.36) and Two Million Seven Hundred Forty-Eight Thousand, Seven Hundred Forty Pesos and 74/100 (Php2,748,740.74) for JH Pameron Construction and Enterprises, Inc. and MMG Construction, respectively;

WHEREAS, the evaluation of bids for participating bidders JH Pameron Construction and Enterprises, Inc. and MMG Construction was conducted for seven calendar days on inclusive dates July 27-August 2, 2021;

WHEREAS, the BAC members and the TWG made a detailed and thorough evaluation of the bidder's eligibility, technical and financial bid documents and found that all the submitted documents of participating bidders JH Pameron Construction and Enterprises, Inc. and MMG Construction were in order;

WHEREAS, the evaluation of the Technical Working Group also revealed that participating bidders MMG Construction was responsive to all the requirements as specified in the project's Scope of Works;

WHEREAS, the total bid prices (bids as calculated) of participating bidders JH Pameron Construction and Enterprises, Inc. and MMG Construction were Two Million Nine Hundred Seventy Thousand, Three Hundred Forty-Seven Pesos and 36/100 (Php2,970,347.36) and Two Million Seven Hundred Forty-Eight Thousand, Seven Hundred Forty-Two Pesos and 89/100 (Php2,748,742.89) for JH Pameron Construction and Enterprises, Inc. and MMG Construction, respectively;

WHEREAS, after the detailed evaluation of bids that was conducted on July 27-August 2, 2021, the BAC and the TWG proceeded to do the Post-Qualification process starting August 3, 2021;

WHEREAS, the BAC sent a Notice of Post-Qualification to Lowest Calculated Bidder MMG Construction on August 3, 2021 but the same has only been received on August 25, 2021 upon the visit of the BAC and the TWG to the bidder's principal place of business;

WHEREAS, Lowest Calculated Bidder MMG Construction had no declared ongoing project in their submitted bid;

WHEREAS, during the Post-Qualification process at the Lowest Calculated Bidder's main office on August 25, 2021, the eligibility and technical requirements and financial proposal documents presented during the submission of bids were verified, validated and ascertained as to their genuineness, validity, and accuracy by checking on the original and other pertinent documents;

WHEREAS, on September 6, 2021, the BAC and the TWG also made a visit to the Lowest Calculated Bidder MMG Construction' declared Single Largest Completed Contract (SLCC) at

Diplahan, Zamboanga Sibugay and found the project to be in accord with the standards as per the project owner's acceptance thereon;

WHEREAS, in consideration of the aforesaid facts, the BAC has found MMG Construction to be the Lowest Calculated and Responsive Bidder (LCRB) for the Completion of Academic Building I (Negotiated Procurement-Two Failed Biddings) – Design and Build;

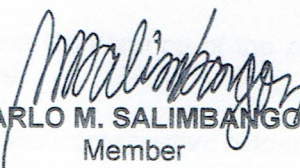
WHEREAS, as per Section 34.4 of the 2016 IRR of RA 9184 which in part reads "[i]f the BAC determines that the bidder with the Lowest Calculated Bid passes all the criteria for post-qualification, it shall declare the said bid as the LCRB, and recommend to the HoPE the award of contract to the said bidder at its submitted bid price or its calculated bid price, whichever is lower..."

NOW, THEREFORE, We, the Members of the Bids and Awards Committee (BAC), hereby **RESOLVE** as it is hereby **RESOLVED**, to recommend award of contract to the PSHS-ZRC Head of Procuring Entity in favor of the Lowest Calculated and Responsive Bidder (LCRB) MMG Construction for the Completion of Academic Building I (Negotiated Procurement-Two Failed Biddings) – Design and Build in the bid amount Two Million Seven Hundred Forty-Eight Thousand, Seven Hundred Forty Pesos and 74/100 (Php2,748,740.74);

RESOLVED, at the permanent site of Philippine Science High School-Zamboanga Peninsula Region Campus, Brgy. Cogon, Dipolog City, this 15th day of September 2021;

WE HEREBY CERTIFY to the correctness of the foregoing resolution.


GIL M. DARCEA
Member



CARLO M. SALIMBANGON
Member


GLENN B. RUSIANA
Member

ARAIBO JOSE D. ELUMBA
Vice-Chair


EUNEY G. ALCAREZ
Chair

Approved:


ENGR. LOUIE C. JAMORA
Campus Director