



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 PROCUREMENT OF THE CONSTRUCTION OF DORMITORY BUILDING III (MALE) (REBID)

BAC RESOLUTION 2022-03-24

WHEREAS, as per General Appropriations Act (GAA) of FY 2021, the Philippine Science High School - Zamboanga Peninsula Region Campus (PSHS-ZRC) was allotted with Twenty Million Pesos (Php20,000,000.00) for the infrastructure project Construction of Dormitory Building III (Male) (Rebid);

WHEREAS, Congress passed Republic Act No. 11640, An Act Extending the Availability of the 2021 Appropriations to December 31, 2022 Amending for the Purpose of Section 62 of the General Provisions of Republic Act No. 1158, the General Appropriations Act of Fiscal Year 2021;

WHEREAS, said act of Congress was approved by the President of the Philippines on December 30, 2021 and would then be effective fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation;

WHEREAS, in a resolution on January 17, 2022, the BAC resolved "to recommend to the Head of the Procuring Entity (HoPE), that the infrastructure project Construction of Dormitory Building III (Male) (Rebid) shall [still] be procured under the Design and Build Scheme;"

WHEREAS, the members of the Technical Working Group for Infrastructure Projects met on January 24, 2022 for the project's Mandatory Review to evaluate the Scope of Work and other matters following the release of MANCOM Resolution No. 2021-12-15 declaring the Construction of Dormitory Building III (Male) project a failure;

WHEREAS, the Pre-Procurement Conference for the project was conducted on January 31, 2022 at 1:30-2:00 in the afternoon at the lobby of Dormitory Building I and via Google Meet;

WHEREAS, an Invitation to Bid for the Procurement of the Construction of Dormitory Building III (Male) (Rebid) was posted starting February 4, 2022 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 February 4, 2022 until February 28, 2022 at 10:00 AM;

WHEREAS, on February 11, 2022, the BAC sent invites through email to four observers to observe the conduct of the next stages of the procurement process, namely: COA Region IX, Transparency and Accountability Network, Philippine Constructors Association, Inc., and IBON International;

WHEREAS, on the scheduled date of the Pre-Bid Conference on February 16, 2022, at 10:00AM, at the Ground Floor of Dormitory Building I, representatives of four prospective bidders, namely: G. Baron Construction, RII Builders, Inc., Lexand Construction and Development, and Primax Konstruct, Inc. attended the meeting personally and virtually;

WHEREAS, on February 18, 2022, the BAC, through the BAC Secretariat, published Supplemental/Bid Bulletin (Addendum No. 1), indicating an addendum as to how bid documents may be paid;

WHEREAS, on February 22, 2022, the BAC, through the BAC Secretariat, published Supplemental/Bid Bulletin (Addendum No. 2), moving the deadline for the submission of bids and opening of bids on March 2, 2022, same time;

WHEREAS, on March 2, 2022, the BAC, the TWG, and the BAC Secretariat, convened for the scheduled Opening of Bids at the Ground Floor of Dormitory Building I to which four participating bidders submitted their bids prior to the deadline at 10:00AM, namely: G. Baron Construction, A.I. Yu Builders & Enterprises, Lexand Construction and Development, and Edmon Ray Construction and Supply;

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

WHEREAS, the BAC imposed upon participating bidder G. Baron Construction an outright disqualification for not having declared as an ongoing project the first phase of the project Construction of Dormitory Building III in PSHS-ZRC;

WHEREAS, the technical requirements of three participating bidders, namely: A.I. Yu Builders & Enterprises, Lexand Construction and Development, and Edmon Ray Construction and Supply were all rated passed; hence the second component of their bids containing the financial proposals were opened next;

WHEREAS, the bid tendered of said participating bidders which were read to the public were as follows:

Participating Bidder	Bid Amount as Read
A.I. Yu Builders & Enterprises	Php19,979,789.53 with 9.908% discount
Lexand Construction and Development	Php19,368,169.30
Edmonray Construction and Supply	Php19,324,397.63 with Php600,000.00 discount

WHEREAS, the evaluation of bids for the three participating bidders were conducted for six calendar days on inclusive dates March 3-8 2022;

WHEREAS, the BAC members and the TWG made a detailed and thorough evaluation of the bidder's eligibility, technical and financial bid documents;

WHEREAS, the final total bid prices (bid amounts as calculated) of the three participating bidders are as follows:

Participating Bidder	Bid Amount as Calculated
A.I. Yu Builders & Enterprises	Php18,000,191.98
Lexand Construction and Development	Php19,368,169.30
Edmonray Construction and Supply	Php18,724,397.63

WHEREAS, on the first day of the project's bid evaluation stage, participating bidder G. Baron Construction filed its Motion for Reconsideration, asking the BAC to reverse its earlier decision;

WHEREAS, on March 10, 2022, the BAC granted the prayer of G. Baron Construction and set the date for the continuation of the evaluation of its other technical documents and the opening of its financial proposal on March 17, 2022, 10:00 AM;

WHEREAS, on March 17, 2022, the members of the procurement team reconvened for said business and found participating bidder G. Baron Construction's other technical documents to be present and in order; hence, the second component of its bid was opened next;

WHEREAS, the bid tendered of participating bidder G. Baron Construction was Php19,665,284.14 with 6.29% discount;

WHEREAS, the total bid as calculated of participating bidder G. Baron Construction was Php18,428,337.77;



WHEREAS, as per the evaluation of the Technical Working Group, A.I. Yu Builders & Enterprises was declared as having the Lowest Calculated Bid;

WHEREAS, the BAC issued the Notice for Post-Qualification (Notice of Lowest Calculated Bid) to A.I. Yu Builders & Enterprises on March 18, 2022;

WHEREAS, during the Post-Qualification process at the Lowest Calculated Bidder's main office on March 18, 2022, 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, the BAC and TWG carried out a post-qualification check on A.I. Yu Builders & Enterprises on March 18, 2022 at their office in Purok Bougainvillea, Sta. Filomena, Dipolog City;

WHEREAS, the BAC and TWG already conducted a site visitation on the bidder's on-going projects during the post-qualification stage on March 3 and 11, 2022 of the projects Construction of Academic Building III and Design/Construction/Installation of Rainwater Collection System (Rebid)

WHEREAS, in consideration of the aforesaid facts, the BAC has found A.I. Yu Builders & Enterprises to be the Lowest Calculated and Responsive Bidder (LCRB) for the Procurement of the Construction of Dormitory Building III (Male) (Rebid);

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) A.I. Yu Builders & Enterprises for the Procurement of the Construction of Dormitory Building III (Male) (Rebid) in the bid amount Eighteen Million, One Hundred Ninety-One Pesos and Ninety-Eight Centavos (Php18,000,191.98);

RESOLVED on the 24th day of March 2022.

WE HEREBY CERTIFY to the correctness of the foregoing resolution.

GIL M. DARCEA
Member

CARLO M. SALIMBANGON
Member

GLENN B. RUSIANA
Member

ANNE FATIMA T. PELAYRE
Vice-Chair

EUNEY G. ALCAREZ
Chair

Approved:

ENGR. LOUIE C. JAMORA
Campus Director