

**BIDS AND AWARDS COMMITTEE (BAC) FOR GOODS**

**PROCUREMENT OF OPERATION AND MAINTENANCE SERVICES FOR THE  
NEW CLARK CITY SPORTS COMPLEX, NCC, TARLAC**

**RESOLUTION NO. BG-OM-2021-001  
(FAILURE OF BIDDING)**

**WHEREAS**, the **BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA)** has bid out the **Procurement of Operation and Maintenance Services for the New Clark City Sports Complex, NCC, Tarlac** with the Approved Budget for the Contract (ABC) in the amount of **One Hundred Three Million Pesos and 00/100 (Php103,000,000.00)**, inclusive of all applicable government taxes and fees, through the General Appropriations Act (GAA);

**WHEREAS**, the Bids and Awards Committee for Goods (**BAC-G**), through its Secretariat, advertised the Invitation to Bid on 10 June 2021 in the following:

- a. DBM Philippine Government Electronic Procurement System (PhilGEPS);
- b. BCDA Website; and
- c. In a conspicuous place reserved for the purpose in the premises of BCDA.

**WHEREAS**, the BAC-G issued the Bid Bulletin No. BG-OM-2021-001 dated 25 June 2021 to respond to queries raised during the pre-bid conference and sent through email. Subsequently, the BAC-G issued the Bid Bulletin No. BG-OM-2021-002 on 06 July 2021 and Bid Bulletin No. BG-OM-2021-003 on 12 July 2021 to provide responses for the additional queries by the interested bidders and give them ample time in preparation for their bid proposals;

**WHEREAS**, in response to the said advertisements, the following private companies, submitted their bids before the deadline for submission of bids;

- a. Jones Lang Lasalle Phils., Inc.;
- b. Philjaya Property Management Corporation; and
- c. Santos Knight Frank, Inc.

**WHEREAS**, during the Opening of Bids on 21 July 2021, the BAC-G opened the bidding documents of the above-mentioned bidder. During the opening of the eligibility requirements and technical documents, the BAC-G observed the following:

Eligibility and Technical Requirements	Jones Lang Lasalle Phils., Inc.	Philjaya Property Management Corporation	Santos Knight Frank, Inc.
PhilGEPS Certificate			Failed

<p>of Registration <b>under Platinum</b> Membership (all pages) or Class "A" Documents:</p> <ul style="list-style-type: none"> <li>● Registration Certificate;</li> <li>● Mayor's/Business Permit or its Equivalent Document;</li> <li>● Tax Clearance;</li> <li>● Audited Financial Statements</li> </ul>			<p>Failure of the bidder to submit a valid Tax Clearance as required in TAB A of the Eligibility requirements</p>
<p><b>Statement of all its ongoing government and private contracts</b>, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid;</p> <p><b>Statement of Single Largest Completed Contract (SLCC).</b> Statement of One (1) COMPLETED government and/or private contract similar in nature to the contract to be bid equivalent to at least fifty percent (50%) of the ABC completed within <b>(5) years prior</b> to the deadline for the submission and receipt of bids (<i>Section IX, Bidding Forms</i>)</p>	<p><b>Failed</b></p> <p>Failure to comply with the single largest completed contract requirement (<i>Insufficient amount of SLCC</i>)</p> <p>The SLCC submitted has the following details:</p> <ol style="list-style-type: none"> <li>1) Name of Contract: Jones Lang Lasalle Philippines Inc. and MWM Terminals Inc. Property Management Agreement Paranaque Integrated Terminal Exchange (PITX)</li> <li>2) Contract Duration: May 23, 2018 to July 31, 2021</li> </ol>		<p><b>Failed</b></p> <p>Failure of the bidder to comply with the single largest completed contract requirement (<i>Insufficient amount of SLCC</i>)</p> <p>The bidder failed to meet the required value of contract for a SLCC of P51,500,000.00, as evidenced in its submission:</p> <ol style="list-style-type: none"> <li>1) Name of Contract: Tagaytay Highlands Homeowners Association</li> </ol> <p>Date of Contract: Jan. 01, 2021</p> <p>Amount of Contract: Php 12M++ and</p>

	<p>3) Amount of Contact: Php 23,512,016.46</p> <p><i>Supported by:</i></p> <p>Official Receipt No. 0042121 dated July 1, 2021, amounting to Php 850,649.06</p> <p>ABC: PhP 103,000,000.00 50% of ABC is PhP 51, 500,000.00</p>		<p>2) Name of Contract:Punta Fuego Homeowners Association, Inc.</p> <p>Date of Contract: Oct. 16, 2020</p> <p>Amount of Contact: PhP 15M++</p> <p><b>Total amount of submitted SLCC = PhP 27 M ++</b></p> <p>No Supporting Documents</p> <p>ABC: PhP 103,000,000.00</p> <p>50% of ABC is PhP 51, 500,000.00</p>
<p><b>Conformity with the Technical Specifications Compliance Form</b> (Use and refer the supplied Technical Specifications Compliance Form found in the Bid Documents as Section VII)</p>	<p><b>Failed</b></p> <p>Non Compliance</p> <p>The required personnel for the Facilities Manager is a Civil Engineer. The bidder nominated and submitted one (1) Electrical Engineer for the position.</p>	<p><b>Failed</b></p> <p>Non Compliance</p> <p>Incomplete Technical Specifications by non submission of a nomination for one (1) Property Accountant</p> <p>There is a required one (1) Property Accountant for an additional Maintenance Personnel, per BID BULLETIN NO. BAC-G-OM 2021- 002, to wit:</p>	<p><b>Failed</b></p> <p>Non Compliance</p> <p>The bidder failed to submit the required Technical Specifications Compliance Form with proper initials/ signatures</p>

		Please note the following additional maintenance personnel: One (1) PROPERTY ACCOUNTANT: XXX	
<b>Conformity with the Schedule of Requirements</b> (use Section VI) duly signed in every page by the principal bidder or the bidder's authorized representative			<b>Failed</b>  The bidder failed to submit the required <b>Conformity with the Schedule of Requirements</b> as prescribed in Section VI
<b>Computation of Net Financial Contracting Capacity (NFCC)</b> in accordance with ITB Clause 5 (Section IX, Bidding Forms) or a Committed Line of Credit (CLC) from a universal or commercial bank which must be at least equal to 10% of the ABC			<b>Failed</b>  The bidder failed to sign the schedule of the NFCC as required in the bidding documents and reiterated through the issuance of a bid bulletin BAC-G -OM 2021-001
<b>REMARKS</b>	<b>Ineligible</b>	<b>Ineligible</b>	<b>Ineligible</b>

All three (3) bidders have failed to submit the required eligibility and technical documents per the prescribed Bidding Documents and Bid Bulletins issued for the project, therefore, their financial proposals have been left unopened, pursuant to the RIRR of RA 9184;

The **Abstract of Bids** is hereby attached as "**Annex "A"**".

**WHEREAS**, during its meeting on 27 July 2021, BAC-G has declared all the bidders as **disqualified and ineligible** for not complying with the prescribed Bidding Documents. As a result, BAC-G has declared a failure of bidding for this project, pursuant to Section 35.1 of the Revised IRR of Republic Act No. 9184, to wit;

"35.1. The BAC shall declare the bidding a failure when:

- 1) XXX;
- 2) XXX;
- 3) **All bids fail to comply with all the bid requirements or fail post-qualification, XXX"**

**WHEREAS**, Philjaya Property Management Corp. (Philjaya) and Jones Lang Lasalle Phils. (JLL), Inc. have both submitted separately their Motions for Reconsideration (MR) requesting BAC-G to reconsider its decision in declaring both of them **disqualified and ineligible** for their failure to submit some required eligibility and technical requirements, against the prescribed Bidding Documents and Bid Bulletins issued for the project;

**WHEREAS**, BAC-G denied the MR of Philjaya Property Management Corp. through a letter dated 28 July 2021 stating that Philjaya is **ineligible** due to its failure to submit, as part of the technical documents, the Property Accountant position being part of the Maintenance Personnel per the Technical Specifications, based on the Bid Bulletin No. BG-OM-2021-002 issued for the project;

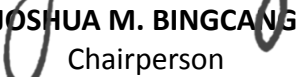
**WHEREAS**, BAC-G denied the MR of JLL through a letter dated 28 July 2021 stating that JLL is **ineligible** due to its failure to submit, as part of its technical documents, the required 1) Single Largest Completed Contract (SLCC) and 2) nominated Facilities Manager per the Technical Specifications for the project;


**NOW, THEREFORE**, we, the Members of the Bids and Awards Committee for Goods, hereby **RESOLVE** as it is hereby **RESOLVED** to recommend the following:

- a. To declare a Failure of Bidding for the **Procurement of Operation and Maintenance Services for the New Clark City Sports Complex, NCC, Tarlac**; and
- b. To direct the end-user, Procurement and Property Management Department (PPMD), to conduct a mandatory review and evaluation of the terms, conditions, and specifications of the Bidding Documents, including its cost estimates, and other requirements for the **Procurement of Operation and Maintenance Services for the New Clark City Sports Complex, NCC, Tarlac**, pursuant to Section 35.2 of the RIRR of RA 9184.

**RESOLVED**, at the BCDA Corporate Center Office, Bonifacio Global City, Taguig City, this 06 August 2021.

**BIDS AND AWARDS COMMITTEE (BAC) FOR GOODS**

  
**JOSHUA M. BINGCANG**  
Chairperson

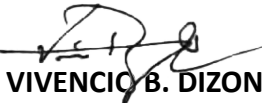
  
**JOCELYN L. CANIONES**  
Vice Chairperson

  
**SAMUEL JOHN L. VIDALLON**  
Member

  
**CHRISTIAN T. DULDULAO**  
Member

  
**RITCHIE P. PACLIBAR**  
Member

Approved By:

  
**VIVENCIO B. DIZON**  
President and CEO

BACG2021-0132

**BASES CONVERSION AND DEVELOPMENT AUTHORITY**


**PROCUREMENT OF OPERATIONS AND MAINTENANCE (O&M) SERVICES  
FOR THE NEW CLARK CITY SPORTS COMPLEX  
21 July 2021 / 10:00 AM / BCDA Boardroom**

**ABSTRACT OF BIDS AS READ  
(ELIGIBILITY AND FINANCIAL DOCUMENTS)**

<b>Name of Bidders</b>		<b>Jones Lang Lasalle Phils., Inc.</b>	<b>Philjaya Property Management Corporation</b>	<b>Santos Knight Frank, Inc.</b>
<b>Date &amp; Time Submitted (Deadline - 21 July 2021 @ 9:00 AM)</b>		<b>19 July 2021@2:02 PM</b>	<b>21 July 2021@8:22AM</b>	<b>21 July 2021@8:51AM</b>
<b>ELIGIBILITY AND FINANCIAL DOCUMENTS</b>				
	<b>Original</b>	<b>Submitted</b>	<b>Submitted</b>	<b>Submitted</b>
<b>CHECKLIST OF REQUIREMENTS</b>				
<b>TAB A</b>	PhilGEPS Certificate of Registration <b>under Platinum</b> Membership (all pages) or Class "A" Documents: <ul style="list-style-type: none"> <li>● Registration Certificate;</li> <li>● Mayor's/Business Permit or its Equivalent Document;</li> <li>● Tax Clearance;</li> <li>● Audited Financial Statements</li> </ul> <i>In case the bidder opted to submit their Class "A"</i>	<b>Passed</b>	<b>Passed</b>	<b>Failed</b>  No Tax Clearance

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*GTG* *L* *AM*

	Documents, the Certificate of PhilGEPS Registration (Platinum Membership) shall remain as a post-qualification requirement to be submitted in accordance with Section 34.2 of the 2016 Revised IRR of RA 9184			
<b>TAB B</b>	<p>(FORM SF-G&amp;S-19A) <b>Statement of all its ongoing government and private contracts</b>, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid;</p> <p>(FORM SF-G&amp;S-19B) <b>Statement of Single Largest Completed Contract (SLCC)</b>. Statement of One (1) COMPLETED government and/or private contract similar in nature to the contract to be bid equivalent to at least fifty percent (50%) of the ABC completed within <b>(5) years prior</b> to the deadline for the submission and receipt of bids (<i>Section IX, Bidding Forms</i>)</p> <p>The Statement of SLCC to be submitted by the bidder shall attach ANY of the following proof:</p> <ul style="list-style-type: none"> <li>❖ end user's acceptance; or</li> <li>❖ official receipt of the last payment received; or</li> <li>❖ sales invoice</li> </ul>	<p style="text-align: center;"><b>Failed</b></p> <p style="text-align: center;">Failure of the bidder to comply with the single largest completed contract requirement (<i>Insufficient amount of SLCC</i>)</p>	<p style="text-align: center;"><b>Passed</b></p>	<p style="text-align: center;"><b>Failed</b></p> <p style="text-align: center;">Failure of the bidder to comply with the single largest completed contract requirement (<i>Insufficient amount of SLCC</i>)</p>
<b>TAB C</b>	<p><b>Bid Security in ANY of the following:</b> (use <i>Section IX, Bidding Forms</i> in case of Bid Securing Declaration) or Cash or cashier's/manager's check issued by a Universal or Commercial Bank; or Bank draft/guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank (<u>2% of ABC</u>); or</p>	<p style="text-align: center;"><b>Passed</b></p>	<p style="text-align: center;"><b>Passed</b></p>	<p style="text-align: center;"><b>Passed</b></p>

  
 J. C. TORRES L.




	Surety Bond with a Certificate from the Insurance Commission (5% of the ABC)			
<b>TAB D</b>	<b><u>Conformity with the Technical Specifications Compliance Form</u></b> (Use the supplied Technical Specifications Compliance Form found in the Bid Documents as Section VII)	<b>Failed</b>  Non Compliance  <i>Required Profession for Facilities Manager: Civil Engineer</i> <i>Submitted: Electrical Engineer</i>	<b>Failed</b>  Non Compliance  <i>Incomplete Technical Specifications</i>  <i>Required Maintenance Personnel: No Property Accountant</i>	<b>Failed</b>  Non Submission
<b>TAB E</b>	<b><u>Conformity with the Schedule of Requirements</u></b> (use <i>Section VI</i> ) duly signed in every page by the principal bidder or the bidder's authorized representative	<b>Passed</b>	<b>Passed</b>	<b>Failed</b>  Non Submission
<b>TAB F</b>	<b><u>Notarized Omnibus Sworn Statement</u></b> in accordance with Section 25.3 of the 2016 Revised IRR of RA 9184, and using the form prescribed in Section VIII. Bidding Forms  <b>Note:</b> The Omnibus Sworn Statement shall be accompanied by the duly notarized Special Power of Attorney, Board/Partnership Resolution, or Secretary's Certificate, whichever is applicable	<b>Passed</b>	<b>Passed</b>	<b>Passed</b>
<b>TAB G</b>	<b><u>Latest Audited Financial Statements</u></b> , showing, among others, the Supplier's total and current assets and liabilities, stamped "received" by the BIR or its duly accredited and authorized institutions, for the preceding calendar year which should not be earlier	<b>Passed</b>	<b>Passed</b>	<b>Passed</b>

	than two (2) years from the date of submission of bid			
<b>TAB H</b>	<b>Computation of Net Financial Contracting Capacity (NFCC)</b> in accordance with ITB Clause 5 ( <i>Section IX, Bidding Forms</i> ) or a Committed Line of Credit (CLC) from a universal or commercial bank which must be at least equal to 10% of the ABC	<b>Passed</b>	<b>Passed</b>	<b>Failed</b> NFCC No Signature
<b>TAB I</b>	If applicable, valid <b>Joint Venture Agreement (JVA)</b> in case the joint venture is already in existence; in the absence of a JVA, <b>duly notarized statements</b> from all the potential joint venture partners stating that they will enter into and abide by the provisions of the JVA in the event that the bid is successful, in accordance with Section 23.1(b) of the IRR.	N/A	N/A	N/A
	<b>Other documentary requirements under RA No. 9184, as applicable:</b>	N/A	N/A	N/A
<b>TAB J</b>	(For foreign bidders claiming by reason of their country's extension of reciprocal rights to Filipinos) <b>Certification from the relevant government office of their country</b> stating that Filipinos are allowed to participate in government procurement activities for the same item or product.	N/A	N/A	N/A
<b>TAB K</b>	<b>Certification from the DTL</b> if the Bidder claims preference as a Domestic Bidder or Domestic Entity	N/A	N/A	N/A
	<b>REMARKS</b>	<b>Ineligible</b>	<b>Ineligible</b>	<b>Ineligible</b>

<b>TAB L</b>	<b><u>Financial Proposal ABC: Php103,000,000.00</u></b> (inclusive of all applicable taxes and fees)  Original of duly signed and accomplished <b><u>Financial Bid Form</u></b> ; and, Original of duly signed and accomplished <b><u>Price Schedule/s</u></b>			
	<b>REMARKS</b>	<b>unopened</b>	<b>unopened</b>	<b>unopened</b>

**BIDS AND AWARDS COMMITTEE FOR GOODS**

  
**JOSHUA M. BINGCANG**  
Chairperson

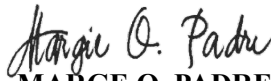
  
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Vice Chairperson

  
**ATTY. RITCHIE PACLIBAR**  
Member

  
**ATTY. CHRISTIAN T. DULDULAO**  
Member

  
**SAMUEL JOHN I. VIDALLON**  
Member

  
**MARLON R. MARCAIDA**  
Observer (COA)

  
**MARGE O. PADRE**  
Observer (IASO)