

Bids and Awards Committee for Infrastructure Projects (BAC-I)

RELOCATION OF POWERHOUSE AND ELECTRICAL UTILITIES AT FORT BONIFACIO VIA NEGOTIATED PROCUREMENT

RESOLUTION NO. 001

The BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA), through negotiated procurement via emergency cases, has put on negotiations the Contract for the Relocation of Powerhouse and Electrical Utilities at Fort Bonifacio via Emergency Contract, with an Approved Budget for the Contract (ABC) in the sum of Pesos: Twenty-Nine Million Nine Hundred Nine Thousand and 00/100 (Php29,909,000.00), inclusive of all applicable taxes and fees.

WHEREAS, on 10 November 2022, the BCDA President and CEO approved the Procurement of the Relocation of Powerhouse and Electrical Utilities at Fort Bonifacio.

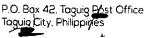
WHEREAS, on 23 November 2022, the BCDA Board approved the issuance of the Certificate of Budget Inclusion and the inclusion of the above mentioned project in the Annual Procurement Plan

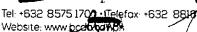
WHEREAS, on 01 December 2022, the Engineering and Social Support Department (ESSD) requested the BAC-I to facilitate the procurement of the Project: Relocation of Powerhouse and Electrical Utilities at Fort Bonifacio through Negotiated Procurement via Emergency Cases in accordance with Section 53.2 of the 2016 Revised IRR of RA9184;

WHEREAS, the project falls within the instances that allows for emergency procurement due to the possibility of the collapse of the building and the electrical posts of the existing powerhouse which poses threat to workers and bystanders alike. Its collapse will likewise result in loss of electricity within the Headquarters of the Philippine Army which is critical as this will disrupt vital public services. The immediate removal of the powerhouse will prevent the loss of life, injury as well as damage to property that may occur. The foregoing consideration in accordance with the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (updated as of 31 March 2021), Section 53.2. Emergency Cases, which states that:

"53. 2 Emergency Cases. In case of imminent danger to life or property during a state of calamity, or when time is of the essence arising from natural or man-made calamities or other causes where immediate action is necessary to prevent damage to or loss of life or property, or to resolve vital public services, infrastructure facilities and other public utilities.

The instances or situation where the foregoing conditions may be applied include Resolution no. 001 - Relocation of Powerhouse and Electrical Utilities at Fort Bonifacio via Negotiated Procurement Page 1 of 5 February 2023 Version 2





BCDA Corporate Center 2/F Bonifacio Technology Center 31st St. cor 2nd Ave. Bonifacio Global City, Taguig City 1634 Philippines





the provision of immediate response and initial recovery steps to avoid loss of life, injury, disease and other negative affects on human, physical, mental and social well-being, together with damage to property, destruction of assets, loss of services, social and economic disruption and environmental degradation.

In the case of Infrastructure Projects, the Procuring Entity has the option to undertake the project through negotiated procurement or by administration or, in high security risk areas, through the AFP."

WHEREAS, the BAC-I may directly negotiate with a legally, technically, and financially capable contractor in accordance with Annex H "Consolidated Guidelines for the Alternative Methods of Procurement" of the 2016 Revised IRR, thus:

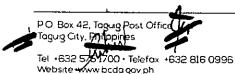
"The HoPE may delegate to either the BAC or the End-user unit or any other appropriate bureau, committee, support or procuring unit the authority to directly negotiate with a legally, technically, and financially capable supplier, contractor, or consultant for procurement undertaken through any of the allowable instances of Negotiated Procurement (Emergency Cases) under Section 53.2 of the 2016 revised IRR."

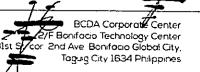
WHEREAS, with the authority duly delegated by the HoPE, the BAC-I sent a Request for Quotation (RFQ) to Jonas Power Design and Construction (JPDC), a contractor endorsed by the Philippine Army. The RFQ was sent on 03 February 2023 and required JPDC to submit its quotation and other proof of capability to undertake the project on or before 15 February 2023;

WHEREAS, the BAC-I negotiated with JPDC on 08 February 2023. The table below summarized the points discussed during negotiations:

NEGOTIATION POINTS / SUBJECT	AGREEMENT/ COMMITMENT
1. After successful negotiation, the Contractor shall submit a valid Mayor's/Business Permit, valid PCAB License, Computation of the Net Financial Contracting Capacity (NFCC), Latest Income/Business Tax Returns, and Omnibus Sworn Statement upon submission of quotation.	Agree
2. The Contractor must remove from its current location the critical portion of the existing powerhouse jointly identified by BCDA and Philippine Army (PA) within one (1) month upon the issuance of the Notice to Proceed. Likewise, the Contractor must provide a temporary line to ensure that there is no interruption of power	Agree

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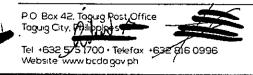


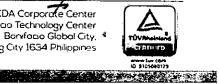




within the camp until the permanent powerhouse	
is completed and made operational.	
3. The Contractor must complete the construction of	Agree
the permanent powerhouse within five (5) months	
or one hundred fifty (150) calendar days after the	
issuance of the Notice to Proceed.	
4. The Contractor agreed to the scope of works, unit	Agree
costs and the total contract amount of Twenty-	Agree
Nine Million Nine Hundred Nine Thousand	-
and 00/100 (Php29,909,000.00) as the	
negotiated price of this Emergency Procurement.	
negotiated price of this Emergency Procurement.	
The Contractor has reviewed the same of works	
The Contractor has reviewed the scope of works,	
technical specifications, and the detailed design	
plans to be able to prepare their quotation	
intelligently, as attached in Annex A.	
5. Upon award of the contract, the Contractor shall	Agree
post a performance security in accordance with	
Section 39 of 2016 RIRR of R.A.9184.	
In addition, to guarantee that the Contractor shall	
perform its responsibilities as prescribed in	
Section 62.2.3.1(a) of 2016 RIRR of R.A.9184,	
the Contractor shall post a warranty security in	
accordance with Section 62.2.3.3 of 2016 RIRR	
of R.A.9184.	
6. Scope of the Contract	Agree
•	1.51.00
The Contractor shall:	
a. Be responsible for relocating the existing	
powerhouse, electrical poles, electrical wires,	
and other electrical utility affecting the	
construction of STS Building at Fort Bonifacio,	
Taguig City.	
h Construct the Date to the Da	
b. Construct the Project according to the Detailed	
Engineering Design (DED) approved by the	
BCDA.	
c. Undertake the repair works, at its own expense,	
during the defects liability period, one year from	
project completion up to final acceptance, of any	
damage to the infrastructure on account of the	

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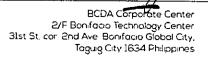


d.	use of materials of inferior quality, within ninety (90) days from the time the HoPE has issued an order to undertake repair in accordance with Section 62.2.2 of the IRR of RA 9184. Liable for the design and structural defects and/or failure of the completed project within the warranty period specified in Section 62.2.3 of the RIRR of RA 9184.	
е.	Be responsible for the demolition/clearing of all existing structures/facilities, improvements, and utilities affected by the Project, if any.	
f.	All other responsibilities, works, and tasks that are necessary for the completion of the relocation of the powerhouse until acceptance of the Project by BCDA.	
	The Contractor must deploy the following personnel full time on the duration of the project:	Agree
	 a. Project Manager Licensed Civil or Electrical Engineer with at least 5 years of work experience as a Construction Project Manager. 	
	 b. Electrical Engineer -Licensed Electrical Engineer with at least 3 years of work experience as an Electrical Engineer 	
	c. Quantity Surveyor -Licensed Civil Engineer with at least 3 years of work experience as Quantity Surveyor	
	 d. Health and Safety Officer -DOLE-accredited Health and Safety Officer with at least 3 years of work experience as a Health and Safety Officer 	

WHEREAS, on 15 February 2023, the BAC-I received the required eligibility documents and sealed quotation from the Jonas Power Design and Construction

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("Annex A") with a total cost of Twenty-Nine Million Nine Hundred Nine Thousand and 00/100 (Php29,909,000.00);

NOW, THEREFORE, foregoing considered and after careful evaluation and thorough deliberation of the bid submitted for the project, we, the Members of the Bids and Awards Committee (BAC) for Infrastructure, hereby RESOLVE as it is hereby RESOLVED to recommend the award of contract to Jonas Power Design and Construction in the amount of Pesos: Twenty-Nine Million Nine Hundred Nine Thousand and 00/100 (Php29,909,000.00), inclusive of applicable taxes and fees, through Negotiated Procurement under Emergency Cases.

RESOLVED, at the BCDA Corporate Center Office, this 27th day of February 2023.

BIDS AND AWARDS COMMITTEE (BAC) FOR INFRASTRUCTURE

ATTY. GISELA Z. KALALO Chairperson

ATTY. MARIA SOLEDAD C. SAN PABLO
Vice Chairperson

MADONNA M. CINCO Member ATTY. RITCHIE P. PACLIBAR
Member

ENGR. RYAN'S! GALURA Member

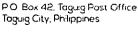
Approved by:

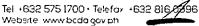
AILEEN ANUNCIACION R. ZOSA 03 -02 - 2025
President and CEO





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