

BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE (BAC-I)

PRE-BID CONFERENCE

**Bidding for the Construction of Special and Technical Staff Building for Special
Service Center (SSC) and Division Administration Command Center (DACC)
BCDA Lobby Hall
BCDA Corporate Center, 2/F, Bonifacio Technology Center, BGC, Taguig City**

12 November 2019

Minutes of Meeting

Present:

Bids & Awards Committee:

Chairperson	EVP Aileen Anunciacion R. Zosa
Vice Chairperson	Arrey A. Perez (Videocon)
Members	Atty. Gisela Z. Kalalo
	Eng. Richard Brian M. Cepe (Videocon)
	Eng. Ryan Paul S. Galura (Videocon)

Technical Working Group (TWG):

Head	Eng. Ryan P. Pineda
Member	Eng. Mark P. Torres
	Atty. Angelo Cunanan
	Eng. Sydney A. Gutierrez (provisional)

Secretariat:

Head	Aristotle E. Guerrero
Members	Lohren D. Cabellon
	Melinda M. Docallos

End-User

Other attendees from BCDA

Ms. Hedda Y. Rulona	Budget Department
Eng. Jules O. Aficial	Project Management Department
Luna	Victor C. Consultant
Samuel Galivo	PA Staff

Observers

Eunice O. Cabangon
Paul Navaja
Maj. Ricardo D. Navarrete

COA
Internal Audit Service Office
PA Observer/end-user

Bidders' Representatives

AVECS Corporation	-	Allan Cruz
E.M. Cuerpo	-	Grace Angat
		Trina Panganiban
EEl Corporation	-	Cornelio Lavallo
		Donna Faye Andrada
ICDI Konstructors & Developers, Inc.	-	Andy Hermosilla
		Lowie Del Rosario
NS Mangio Construction	-	Aye Poliwes-Catacutan
AG Araja Construction	-	Cherry Tabia
Mariñas & Company Builders, Inc. (MCBI)	-	Bret Nocete
		Pablo Fuentesbella, Jr.

The Pre-Bid Conference for the Bidding for the Construction of Special and Technical Staff Building for Special Service Center (SSC) and Division Administration Command Center (DACC) at Fort Bonifacio was presided over by BAC-I Chairperson Aileen Anunciacion R. Zosa.

1. Call to Order

Chairperson Zosa made her apologies, before calling the meeting to order, because of the changes in the schedule of Pre-Bid Conference which was re-scheduled from 1:00PM to 11:00am of 12 November 2019. She mentioned that there may be other interested bidders who were not aware of the said changes in the schedule, and maybe other bidders were caught in traffic, so she will just call the meeting to order but will not adjourn it until the afternoon, or another Pre-Bid Conference will be held at 1:00PM if there will still be other interested bidders who may come to attend said meeting.

There being a quorum, Chairperson Zosa called the Pre-Bid Conference to order at 11:30AM. Chairperson Zosa explained that the three (3) other BAC-I members who were then in BCDA Office at Clark were joining the Pre-bid Conference via video conferencing. She introduced the BAC members, TWG, and Secretariat, consultant, observers. She stressed that the BAC is a multi-disciplinary team or group which also consists of lawyers and engineers; and therefore the BAC has the TWG to evaluate the technical aspects of the bids. She emphasized that the BAC adheres to the "no contact" policy so the bidders should email their queries/clarifications to the BAC Secretariat whose email address was indicated in the Invitation to Bid.

Chairperson Zosa acknowledged the presence of the representative of the Philippine Army (PA), and emphasized to the prospective bidders that though the project will be funded by BCDA under 2020 National Expenditure Program (NEP), the end-user of the project is PA, so it is the PA who will endorse to BCDA the Certificates of

Completion, Turnover, and Acceptance. The inspection of the facility to be built will also be coordinated with PA.

Chairperson Zosa likewise acknowledged the prospective bidders' representatives and mentioned their names based on the attendance sheet.

2. Highlights of the Meeting

2.1. Clarifications from BAC-I Chairperson

- BCDA is doing an early procurement, authorized under EO 91, because the budget for the project to be bid is included in the 2020 National Expenditure Program (NEP). The 2020 General Appropriations Bill has been passed in the House of Representatives and is now pending deliberation in the Senate of the Philippines. The NEP is the document that the Executive department submits to the Congress which goes through the process of budgeting and approval in Congress, then goes up to the Senate. When the NEP is approved by Congress and Senate, a bicameral conference committee will finalize what is approved by Congress and Senate and a Committee Report will be submitted to President Rodrigo Duterte who will then either approve or disapprove the GAA. If the President approves the GAA, he will sign the GAA bill into law but if the President vetoes or does not approve the GAA bill, there will be no enacted budget. If there is no enacted budget, the Congress either passes another budget and goes through the process again or reenacts the 2019 budget for 2020. Reenacted budget means that the budget for 2019 becomes the budget for 2020. Unfortunately, the budget for the project to be bid is lodged in 2020 and there is no budget for the project to be bid for 2019; in which case, BCDA cannot implement the project.
- BAC-I Chairperson Zosa stressed/explained that the BAC will not open the bids and doesn't want the bidders to disclose their bids until the approval of 2020 budget is certain, especially that the opening of bids is done on FB live streaming, in front of other bidders, and the bids are flashed on screen. She likewise stressed that the schedule of the bidding activities will definitely be revised if there are delays in the passage and approval of GAA. She cited BCDA's experience in the previous year when it did early procurement for its other projects but the approval of the budget was delayed which caused the delays in the bidding process.

- 2.2. Chairperson Zosa instructed the BAC Technical Working Group (TWG) to present/discuss not just the project details and requirements but should emphasize the items/matters that could avoid the disqualification of the bidders and failure of bidding.

The TWG, headed by Engr. Mark Torres, presented/discussed the details of the following:

- Brief background and all the details of the construction including the general scope of the project;
- Project duration;
- Approved Budget for the Contract (ABC);
- Mode of Payment;
- Additional requirement for final payment;
- Qualifications of the contractor;
- Single Largest and Completed Contract (SLCC) in which similar contract was further defined;
- Minimum key personnel required for the project;
- Minimum key equipment required for the project;
- Checklist of Requirements, Sealing and Marking of Bids;

The presentation of the TWG included a video walk-through of the SSC and DACC project for the prospective bidders to have a better appreciation of the project.

2.3 Questions from the Bidders

- a. Mr. Cornelio Lavallo of EEI Corporation inquired whether the project would be under Lump Sum Contract?

Eng. Mark Torres replied in the negative. He added that the bidders should strictly follow the quantities as contained in the Bill of Quantities (BOQ) for the project which template is provided in the bid documents, and bidders indicate the unit rates therein. Eng. Torres added that the total contract amount for the project would be the bid amount of the winning bidder or the bidder with the Lowest Calculated Bid (LCB).

Chairperson Zosa stressed that the bidders should strictly follow the technical specifications and BOQ for the project. She added that if there are items that the bidder will offer for free, those items should not be removed/omitted in the BOQ but they should just indicate zero (0) for the unit cost.

- b. A prospective bidder inquired on what to do if during project implementation, there are items that are needed to be done but such items were not indicated/included in the BOQ during design phase?

Eng. Ryan Pineda replied that if, during project implementation, there are items found to be needed/done for the project but were not included in the BOQ during the design phase, said items will be documented and will be reflected as part of the As-Built Quantities once approved.

Eng. Pineda added that there may be items included in the BOQ which may not be needed during project implementation, then it is deductive. Chairperson Zosa remarked that such case is a variation.

Eng. Torres stressed that it is important that the bidder strictly follow the BOQ for the project, and in case of variation, only the quantity will change and not the rates.

Eng. Pineda further added that any alteration in the BOQ specified under the bid documents will disqualify the bidder.

- c. A prospective bidder inquired whether the transit mixer is really required considering that they can order/buy ready mix over the counter?

Eng. Ryan Pineda replied that the mixer is required to ensure that the winning bidder is really capable to do the project. He added that the bidder may lease the mixer with the batching plant.

- 2.4. Chairperson Zosa discussed further on matters below to avoid the common causes of bidder's disqualification and/or failed bidding, based on the experience of BAC in previous biddings, to wit:

Single Largest and Completed Contract (SLCC)

- The similar contract that the bidders should present/submit during bid submission should be at least 50% of the Approved Budget for the Contract (ABC). However, there are additional requirements for the SLCC similar to the project on bid, to wit:
 - o The SLCC of the project on bid shall refer to a single contract for the construction of a single building, or multi-storey building/s, including furniture, fixtures, electromechanical and all the systems within the building.
 - o The cost of the building component in the SLCC should at least be PhP142,159,053.68, which shall be computed based on the bidder's submitted As-Built Quantities as certified by the project owner.

For purposes of clarity, the bidders will still be disqualified if their submitted SLCC is 50% of the ABC but such SLCC is not for the construction of a single building, or multi-storey building/s (including furniture, fixtures, electromechanical and all the systems within the building) with building cost of PhP142,159,053.68. The required SLCC can be for a construction of condominium, residential, mall, office building, airport terminal building, or clubhouse as long as the submitted As-Built Quantities show at least PhP142,159,053.68 cost of the building, as certified by the project owner.

Equipment

- The nominated equipment should not be leased from a lessor who shall also lease the equipment from another lessor. This shall be a ground for disqualification.
- The List of Contractor's equipment, which are owned, leased and or under purchase agreements, should be supported by proof of ownership or certificate of availability of equipment from the equipment lessor/vendor for the duration of the project.
- If the bidder is leasing the equipment, the bidder should submit the Certificate of Availability from its lessor, not from the lessor of its lessor.
- If the bidder is buying the equipment, the bidder should likewise submit Certificate of Availability of equipment from the vendor, along with the purchase agreement. If the bidder has already bought said equipment, the bidder should submit proof of ownership.

Key Personnel

- The bidder should have at least one (1) key personnel nominated for each position and that nominated key personnel should not be nominated to another position.
- Nominating two (2) personnel then adding/combining their work experience to qualify/satisfy the required number of years of experience for one (1) position, is not acceptable.
- The work experience of the nominated personnel should be for the position he/she is nominated for, i.e. if the engineer is nominated for a Quantity Surveyor, he/she should have an experience of at least three (3) years as Quantity Surveyor and should be a licensed engineer.
- The work experience of the nominated personnel shall not be counted if he/she is not licensed during the time when he/she gained the experience required of the position where he/she is nominated.
- The bidder which has a nominated key personnel whose number of years of experience lacks even just one (1) day of the required experience shall be disqualified.

Joint Venture (JV)/Consortium

- The PCAB licenses for JV and Consortium have different requirements. A Special PCAB License is required for JVA and all JV partners must secure a PCAB License. On the other hand, in the case of a Consortium, PCAB requires PCAB License only for at least one company or partner in a

Consortium and it is the constructor which is required to possess the PCAB License.

The first Pre-Bid Conference was adjourned at 12:30PM. As mentioned by Chairperson Zosa at the start of the meeting, a continuation of the Pre-Bid Conference was started at 1:00PM for the benefit of those who came late and those who may still come to attend and view the presentation on the project. Chairperson Zosa advised the prospective bidders that they may stay if they want to see again the presentation. The details and requirements of the project and all matters presented and discussed during the morning Pre-Bid Conference were again presented and discussed.

Chairperson Zosa reminded the prospective bidders to submit their questions/clarifications in writing to the BAC Secretariat but addressed to the BAC. They may email their clarifications or have it received at the central receiving area of BCDA office on or before 5:00 PM of 25 November 2019. The prospective bidders were also reminded to submit the names/details of their representatives to the site inspection on 15 November 2019 at 9:00 AM.

3. Closing

There being no other matter to discuss relative to the Bidding for the Construction of Special and Technical Staff Building for Special Service Center (SSC) and Division Administration Command Center (DACC) at Fort Bonifacio, Chairperson Aileen Anunciacion Zosa adjourned the Pre-bid Conference at 2:00PM.

Prepared by:

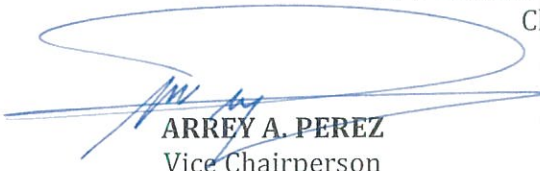


MELINDA M. DOCALLOS
Secretariat, BAC for Infrastructure

BIDS AND AWARDS COMMITTEE



EVP AILEEN ANUNCIACION R. ZOSA
Chairperson



ARREY A. PEREZ
Vice Chairperson



ATTY. GISELA Z. KALALO
Member



ENGR. RICHARD BRIAN M. CEPE
Member



ENGR. RYAN PAUL S. GALURA
Member