

**BAC Resolution Recommending Award for the Construction of Seed Warehouse of
DA-PhilRice Batac PB Infra 22-01-01**

**BAC RESOLUTION No. 05
Series of 2022**

WHEREAS, the Bids and Awards Committee call for advertisement of Invitation to Bid for the **Construction of Seed Warehouse of DA-PhilRice Batac PB Infra 22-01-01** in PhilGEPS, PhilRice websites and conspicuous places from February 23 to March 15, 2022. The approved budget for the contract (ABC) is **Twenty-Five Million Pesos Only (P25,000,000.00)**;

WHEREAS, the BAC has started schedule of the procurement process for the above stated project as follows:

Pre-procurement Conference:	February 22, 2022
Advertisement:	February 23 to March 15, 2022
Pre-Bid Conference:	March 03, 2022
Submission of Bids:	Until March 15, 2022, 5:00 PM
Opening of Bids:	March 16, 2022, 9:00 AM

WHEREAS, on the scheduled Pre-Bid Conference, ten (10) prospective bidders attended namely: VVH Construction Corporation, KRB Construction, ACCV Builders, JLP Construction and Supply, Aeraka Construction and Supply Corp, MBSC Construction, G.R. Ercilla Construction, BM Cabanes Trading and Construction, Winsfort Construction and Development, and Astran Marketing General Contractor;

WHEREAS, on March 04, 2021 Bid Bulletin No. 1 was issued to reflect the changes and revision in the Bill of Quantities of the Bidding Document;

WHEREAS, on March 11, 2022 Bid Bulletin No. 2 was issued to inform the bidders of the postponement of the scheduled Opening of Bids to May 12, 2022 at 1:00 PM due to unavoidable circumstances;

WHEREAS, on March 15, 2022, KRB Construction submitted proposal for the above project in PhilRice Batac and on March 16, 2022, the BAC received a letter from KRB Construction through an electronic mail dated March 15, 2022 **filing a motion** to "Declare Bid Bulletin No. 2 Null and Void for violation of Sections 22.5.2 and 29 of RA9184 and to proceed with the opening of bids scheduled on March 16, 2022 at 9:00 AM for the Construction of Seed Warehouse of Da-PhilRice Batac PB infra 22-01-01" . The BAC convened and deliberated the said motion on March 17, 2022 at 9:00 AM. After discussion, the BAC issued a letter in response to the said motion and **DENY** the Motion filed by KRB Construction and proceed with the new schedule of Bid Opening;

WHEREAS, on March 22, 2022, the BAC received a letter from KRB Construction through an electronic mail dated March 21, 2022 **filing a second motion** for "Reconsideration on the Denial of Motion to Declare Bid Bulletin No.2 NULL AND VOID for violation of Sections 22.5.2 and 29 of RA9184". KRB Construction prayed to proceed with the Opening of Bid scheduled on March 16, 2022@9:00 AM of the project Construction of Seed Warehouse of DA-PhilRice Batac PB Infra 22-01-01 and Prayer of Clarification of Bid Bulletin No. 2" in response to the BAC letter denying to cancel the Bid Bulletin No.2; The BAC hereby stands and decided to **DENY** the second motion filed by KRB Construction;

WHEREAS, the BAC proceeded with the new schedule of the deadline of submission and opening of bids for the **Construction of Seed Warehouse of DA-PhilRice Batac PB Infra 22-01** on May 11 and May 12, 2022, respectively;

WHEREAS, there are five (5) bidders 1) KRB Construction, 2) ECDI Engineering and Construction, 3) BM Cabanes Trading and Construction, 4) JLP Construction and Supply and 5) G.R Ercilla Construction purchased the bidding document but only four (4) bidders submitted proposal before the set deadline. The bid proposal of G.R Ercilla Construction was received beyond the set timeline and was marked **"LATE"**;

WHEREAS, on May 12, 2022 during the opening of bids, the bid proposal of KRB Construction and JLP Construction and Supply were rated **"FAILED"** and **"DISQUALIFIED"** due to an **incomplete Omnibus Sworn Statement**;

WHEREAS, the remaining two (2) bidders ECDI Engineering and Construction and BM Cabanes Trading and Construction were rated **PASSED** in the legal, technical and financial document and declared to be **ELIGIBLE**;

WHEREAS, the financial proposal of the above bidders were found to be substantially complying and read as follows:

Bidder	Total Bid (PhP)
ECDI ENGINEERING & CONSTRUCTION	P 24,888,000.00
BM CABANES TRADING & CONSTRUCTION.	P 23,877,556.71

WHEREAS, during the post-qualification evaluation, upon careful examination, verification, validation, and ascertainment of all statements and representations made, including all documents submitted for the bidding, BM Cabanes Trading and Construction hereby declared by the Technical Working Group (TWG) and approved by BAC as **"post-disqualified"** due to unsatisfactory performance of the contractor's obligations as per contract terms and conditions;

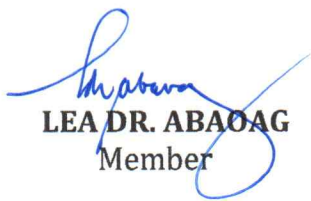
NOW, THEREFORE, We, the Members of the Bids and Awards Committee, do hereby **RESOLVE** as it is hereby **RESOLVED**:


- To **AWARD** the **Construction of Seed Warehouse of DA-PhilRice Batac PB Infra 22-01-01** to **ECDI ENGINEERING & CONSTRUCTION** for being the lowest calculated and responsive bid;
- To **RECOMMEND** for approval by the Executive Director the foregoing findings.

RESOLVED, this 16th day of June 2022.


FIDELA P. BONGAT
Chairperson


JONATHAN M. NIONES
Vice Chairperson


LEA DR. ABAOAG
Member


PAULINO S. RAMOS
Member


FRODIE P. WAING
Member

RECOMMENDING APPROVAL:


ABNER T. MONTECALVO
DED for Administrative Services and Finance

APPROVED:


JOHN C. DE LEON
Executive Director

BAC Reso No. 5, S. 2022