

## BAC RESOLUTION NO. 2023-214

**WHEREAS**, a Request for Proposal for the *DEVELOPMENT OF MINI PARK AND BAYWALK ALONG SEAWALL, BRGY. WAWA, PINAMALAYAN, ORIENTAL MINDORO, (Negotiated Procurement-Two Failed Biddings)* was posted in Phil-GEPS, TIEZA Website and at conspicuous place of the TIEZA Bldg. premises;

**WHEREAS**, the Approved Budget for the Contract is in the amount of *Eight Million Three Hundred Ninety-Nine Thousand Five Hundred Seventy-One Pesos and Six Centavos (P 8,399,571.06)*;

**WHEREAS**, two (2) prospective bidders responded to the request and submitted their respective bid proposal, namely;

1. *811 TRADING & CONSTRUCTION*
2. *TLN CONSTRUCTION SUPPLY & SERVICES*

**WHEREAS**, the preliminary examination of bids after the opening on August 14, 2023, attended by BAC in quorum, and the bidder's representatives, among others, the result of the preliminary examination of bid/s was noted as follows:

BIDDER	Bid Security	Bid Price	Rank	Remarks
<i>811 TRADING &amp; CONSTRUCTION</i>	Bid Securing Declaration	₱ 8,379,845.05	1	Complying subject to detailed evaluation
<i>TLN CONSTRUCTION SUPPLY &amp; SERVICES</i>	Bid Securing Declaration	₱ 8,393,845.97	2	Complying subject to detailed evaluation

**WHEREAS**, the proposal of *811 TRADING & CONSTRUCTION* being the lowest bidder was subjected to detailed evaluation but was found non-complying due to the following reasons:

1. *Not passing with the minimum required Manpower (one person with two functions) and Equipment (proof of ownership)*
2. *Incorrect Project Identification number/request for proposal number (RFP) in bid security and bid form*
3. *Mis-presentation of Cash Flow by Quarter*

**WHEREAS**, the Technical Working Group then proceeded in the evaluation of bid submitted by *TLN CONSTRUCTION SUPPLY & SERVICES* being the second lowest bidder.

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**WHEREAS**, in said undertaking, the technical and financial proposal of the bidder was found complying with and is responsive to the requirements and conditions as specified in the bidding documents, to wit:

REQUIREMENTS	REMARKS/ FINDINGS
TECHNICAL DOCUMENTS	
Class "A" Documents	
1. Philgeps Registration Certificate	Complied
2. SEC Registration	Complied
3. Mayors/Business Permit/Issuance Date	Complied
4. Tax Clearance	Complied
5. Statement of All Ongoing Government & Private Contracts	Complied
6. Statement of bidder's Single Largest Project Completed Contract (SLCC) similar to the contract	Complied
7. Philippine Contractors Accreditation Board (PCAB) License; or Special PCAB License in case of Joint Ventures; and registration for the type and cost of the contract to be bid	Complied
8. Others Project Requirements,	
a. Organizational chart for the contract to be bid;	Complied
b. List of contractor's key personnel (e.g., Project Manager, Project Engineers, Materials Engineers, and Foremen), to be assigned to the contract to be bid, with their complete qualification and experience data	Complied
c. List of contractor's major equipment units, which are owned, leased, and/or under purchase agreements, supported by proof of ownership or certification of availability of equipment	Complied
d. Statement of Exclusivity	Complied
9. Omnibus Sworn Statement	Complied
10. Audited Financial Statement	Complied
11. NFCC Computation of Credit Line Certificate	Complied
12. Joint Venture Agreement	N/A
13. Additional Contract Documents based on ITB Clause 21 of the Bid Data Sheet	
a). Construction schedule and S-curve	Complied
b). Manpower Schedule	Complied
c). Construction method	Complied
d). Equipment utilization schedule	Complied
e). PERT-CPM	Complied
FINANCIAL DOCUMENTS	
1. Bid Form	Complied

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2. Original of duly signed Bid Prices in the Bill of Quantities	Complied
3. Duly accomplished Detailed Estimates Form, including a summary sheet indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid	Complied
4. Cash Flow by Quarter	Complied

**WHEREAS**, having passed the detailed evaluation, the Technical Working Group (TWG) recommended to the Bids and Awards Committee (BAC) to identify the proposal of *TLN CONSTRUCTION SUPPLY & SERVICES*, as the *Lowest Calculated bid* for the *DEVELOPMENT OF MINI PARK AND BAYWALK ALONG SEAWALL, BRGY. WAWA, PINAMALAYAN, ORIENTAL MINDORO, (Negotiated Procurement-Two Failed Biddings)* and to subject said proposal to post qualification process in accordance with Rule X, Section 34 of the 2016 Revised IRR of R.A. 9184;

**WHEREAS**, being part of the post qualification process, *TLN CONSTRUCTION SUPPLY & SERVICES* was also required to submit their *Latest Income Tax Returns (ITR)*, and *Business Tax Returns within the last six months preceding the date of bid of submission* which they were able to submit on time;

**WHEREAS**, the Technical Working Group (TWG) recommends to the Bids and Awards Committee (BAC) to declare the proposal of ***TLN CONSTRUCTION SUPPLY AND SERVICES*** as the *lowest Calculated and Responsive Bid* for the ***DEVELOPMENT OF MINI PARK AND BAYWALK ALONG SEAWALL, BRGY. WAWA, PINAMALAYAN, ORIENTAL MINDORO (Negotiated Procurement-Two Failed Biddings)***. Further recommends to award the contract for the project to ***TLN CONSTRUCTION SUPPLY AND SERVICES*** in the total amount of ***Eight Million Three Hundred Ninety-Three Thousand Eight Hundred Forty-Five and 97/100 Pesos Only (P8,393,845.97)***;


**NOW, THEREFORE**, in view of the foregoing, the Bids and Awards Committee (BAC) hereby resolves to approve, accept and adopt the recommendation of the Technical Working Group (TWG) to identify the proposal of ***TLN CONSTRUCTION SUPPLY AND SERVICES*** as the *Lowest Calculated and Responsive Bid* for the ***DEVELOPMENT OF MINI PARK AND BAYWALK ALONG SEAWALL, BRGY. WAWA, PINAMALAYAN, ORIENTAL MINDORO (Negotiated Procurement-Two Failed Biddings)***. Further, the BAC resolves to recommend the award of contract for the project to ***TLN CONSTRUCTION SUPPLY AND SERVICES*** in the total amount of ***Eight Million Three Hundred Ninety-Three Thousand Eight Hundred Forty-Five and 97/100 Pesos Only (P8,393,845.97)***.

Done this 9<sup>th</sup> day of September in the City of Pasay, Philippines.

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**Atty. NIÑO RUPERTO F. AQUINO**  
Chairperson



**Engr. AMELITA S. CAGANDA**  
Vice-Chairperson



**RAQUEL S. DELA CRUZ**  
Member



**MA. EVELYNE A. FRANCISCO**  
Member



**Engr. JEOFFREY L. MACALALAD**  
Member

**MYRNA A. SUAREZ**  
Member