



A BAC RESOLUTION DECLARING TWO FAILED BIDDINGS AND RECOMMENDING FOR NEGOTIATED PROCUREMENT

BAC Resolution No. 254 Series of 2019

WHEREAS, in compliance with the provisions of RA 9184 and its Implementing Rules and Regulations (IRR), the **Kalinga State University (KSU)** published in the PhilGEPS website (<https://www.philgeps.gov.ph>) on **April 29, 2019 to May 7, 2019** the **Invitation to Bid** for the re-conduct of public bidding on the **"Upgrading of 3-Phase Line Distribution Power System of KSU Bulanao Campus- Phase I"** with an Approved Budget for the Contract (ABC) amounting to **One Million, Nine Hundred Forty-Five Thousand, Five Hundred Forty-Nine Philippines Pesos (Php 1,945,549.00)** and posted the same at the KSU website (<https://ksu.edu.ph>), and conspicuous place at the premises of the University Campuses, continuously for seven (7) calendar days;

WHEREAS, the first bidding of the said project which was posted for the period: February 23, 2019 to March 18, 2019, was **declared a failure due to ineligibility of prospective bidders** pursuant to Section 35.1(b) of the IRR of RA 9184;

WHEREAS, in response to the said **posting/advertisement**, there were **two (2) prospective bidders**, namely: **Power A Construction, WWW.Construction, and North Matrix Development Corporation** that browsed/read the opportunity at the above-mentioned posting sites and the last two bidders **availed the bidding documents**;

WHEREAS, the **Bids and Awards Committee (BAC) and the Technical Working Group for Infrastructure Projects (TWG-Infra)** conducted the **Pre-bid Conference** with the bidder's representatives on **May 8, 2019 @ 10 am** whereupon a **Supplemental Bid/Bulletin No. 01** dated **May 14, 2019** was issued to amend or clarify the content of bid documents particularly the Scope of Works;

WHEREAS, during the **Receipt/Submission of Bids** on **May 20, 2019 @ 10 am**, both **North Matrix Development Corporation and WWW.Construction** submitted their proposals containing the Eligibility and Technical Components (1st envelope) and Financial Component (2nd envelope);

WHEREAS, during the **Opening and Evaluation of Bids** on the same day- **May 20, 2019** starting from 10:01 am onwards, the **BAC declared**, upon recommendation of the TWG-Infra, that both bidders are **"eligible"** and **"complying"** for passing the technical and financial evaluations of the bidding, respectively, with condition that TWG shall submit its Bid Evaluation Report specifically the Arithmetic Bid Evaluation on both bidders before scheduling the post qualification evaluation, and the bids as read are as follow:

Name of Bidder	:	NORTH MATRIX DEVELOPMENT CORPORATION	WWW. CONSTRUCTION
Address of Bidder	:	CARIG SUR, TUGUEGARAO CITY, CAGAYAN	ABATAN, BAUKO, MT. PROVINCE
Total Amount of Bid	:	Php 1,588,990.00	Php 1,748,140.00
Variance from ABC	:	18.33%	10.15%
Rank in the Bid	:	1 st	2 nd
Form of Bid Security	:	BID SECURING DECLARATION	BID SECURING DECLARATION

WHEREAS, on June 13-14, 2019, the TWG submitted its Arithmetic Bid Evaluation Report informing the BAC of its findings that both bidders failed to include some of the major components of the project, particularly the transformers and poles needed in the project, as follows:

Requirements/Conditions	Findings
Financial Documents, i.e. Detailed Estimates	<p>The Item of Works particularly Item No. 100(3)a1 or Clearing and Grubbing with Individual Trimming of Trees, and Item No. 1100- Electrical Works are non-conforming with the published items and specifications. Based on the Report, there are materials, i.e. transformers and poles that were not included in your detailed estimates.</p> <p><i>*Attached is the Arithmetic Bid Evaluation by Technical Working Group (TWG) on the detailed findings.</i></p>



Republic of the Philippines
KALINGA STATE UNIVERSITY
BIDS AND AWARDS COMMITTEE
National Highway, Purok 6, Bulanao Centro, Tabuk City, Kalinga 3800
Website: <https://ksu.edu.ph> Email: procurementservice_bac@ksu.edu.ph Contact No.: 0917-774-4185

WHEREAS, upon conduct of Special Meeting, the BAC has evaluated, resolved the TWG's findings, and informed both bidders through **issuance of Notice of Post Disqualification on July 22-23, 2019** whereupon no motion for reconsiderations were received from North Matrix Development Corporation and WWW.Construction after the three-day reglementary period of submission;

WHEREAS, the TWG-Infra recommended to the BAC, upon conduct of Post Qualification Meeting on July 31, 2019, to declare both bids of North Matrix Development Corporation and WWW.Construction as **"ineligible"** for failing to pass the financial bid evaluation for this project, whereupon the BAC resolved and declared Two Failed Biddings for this Project;

WHEREFORE, RESOLVE AS IT IS HEREBY RESOLVED, that the Bids and Awards Committee, upon recommendation of the Technical Working Group for Infrastructure Projects, hereby declare the two bidders: **North Matrix Development Corporation and WWW.Construction as "ineligible"** pursuant to Section 35.1(b) of the 2016 Revised IRR of RA No. 9184, and to recommend for approval by the University President of the foregoing:

RESOLVED FURTHER, to recommend for approval by the University President to shift from Public Bidding to Alternative Mode of Procurement through Two Failed Biddings modality pursuant to Section 53.1 of the 2016 Revised IRR of RA No. 9184 for the Project: Upgrading of 3-Phase Line Distribution Power System of KSU Bulanao Campus- Phase I.

RESOLVED FINALLY, to post this Resolution at the PhilGEPS and KSU Websites and conspicuous place at the premises of the University including the BAC Bulletin Board, for transparency and information purposes.

Done this 31st day of July, 2019 at the Conference Hall, Admin. Bldg., KSU Main Campus, Purok 6, Bulanao, Tabuk City, Kalinga.

Concurred by the **BIDS AND AWARDS COMMITTEE**:


EDNA P. YUMOL
Chairman

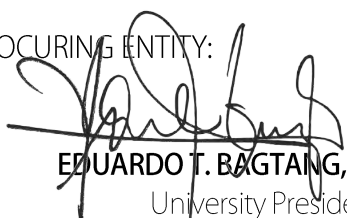

PERFELIA R. BUEN
Vice Chairman


ARSENIA M. BAYONGAN
Member


JOHN JOHN C. VENUS
Member


ROMUALDO U. WACAS
Member

Approved by HEAD OF THE PROCURING ENTITY:


EDUARDO T. BAGTANG, CPA, DBM
University President

Date approved: August 1, 2019