



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

RESOLUTION NO. 413, S. 2017 (CIVIL WORKS)

WHEREAS, in compliance with the provisions of RA 9184, the Kalinga State University (KSU) published in the PhilGEPs website (<https://www.philgeps.gov.ph>) on July 6-13, 2017 the Invitation to Bid (IB) for the conduct of public bidding for **Construction and/or Rehabilitation of Multi-Purpose Building including Php500,000.00 for Sports' Facilities (Ref. No. RAF01-2017-06-06)** with an Approved Budget for the Contract (ABC) amounting to **One Million, Four Hundred Fifty-four Thousand, Six Hundred Ninety-seven Philippine Pesos and Fifty-one Centavos (Php 1,454,697.51)** and posted the same at the KSU website (<http://ksu.edu.ph>), and conspicuous place at the premises of the University continuously for seven days;

WHEREAS, in response to the said advertisement, two bidders namely: Fulcrum Engineering and First Reliable Builders browsed/read the opportunity at the PhilGEPs website but no bidders have attended the **Pre-bid Conference on July 14, 2017** whereupon **Supplemental Bid/Bulletin No. 01 dated July 17, 2017** was issued regarding amendments and clarifications in the Scope of Works and Bill of Quantities;

WHEREAS, during the **Receipt and Opening of Bids on July 26, 2017**, only one bidder - Ripple Builders, Trading and Construction Supply has purchased the bid documents and submitted its bid but the BAC re-scheduled the Opening of Bids due to lack of quorum of BAC members;

WHEREAS, on **July 28, 2017' Resumption of Bid Opening**, upon evaluation of the Eligibility and Technical Documents of the lone bidder, the BAC declared Ripple Builders, Trading and Construction Supply as "ineligible" due to lack of 3-year minimum required relevant and general experiences of their Project Engineer;

WHEREAS, upon recommendation of the Technical Working Group for Infrastructure Projects, the BAC denied on August 2, 2017 the motion of Ripple Builders, Trading and Construction dated July 31, 2017 based on the technical requirements of the Infrastructure Unit;

WHEREAS, an IB for **Construction and/or Rehabilitation of Multi-Purpose Building including Php500,000.00 for Sports' Facilities (Ref. No. RAF01-2017-08-06)** with similar ABC was re-advertised/posted at the required sites on August 17-24, 2017 following the lapse of 7-day period of filing a protest by the "ineligible" bidder;

WHEREAS, in response to the said advertisement, a representative of Ripple Builders, Trading and Construction Supply attended the **Pre-bid Conference on August 25, 2017** whereupon **Supplemental Bid/Bulletin No. 01 dated August 17, 2017** was issued regarding amendment and clarification in the Invitation to Bid;

WHEREAS, on **September 6, 2017' Receipt and Opening of Bids**, only one bidder - Ripple Builders, Trading and Construction Supply has purchased the bid documents and submitted its proposal, however it failed to pass "Item Letter No. J or the Construction Manpower Utilization Schedule of the Checklist for Technical Documents" whereupon the BAC declared its "ineligibility" upon recommendation of the TWG-Infra Projects;



Republic of the Philippines
KALINGA STATE UNIVERSITY
PROCUREMENT SERVICE UNIT
BIDS AND AWARDS COMMITTEE
National Highway, Purok 6, Bulanao, Tabuk City, Kalinga
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WHEREAS, during the Evaluation process, the Liaison Officer of the concerned bidder waived its right to file a motion for reconsideration, and upon recommendation of the TWG the BAC resolved to re-publish this opportunity through Negotiated Procurement under Two-Failed Bidding modality;

NOW, THEREFORE, We the members of the Bids and Awards Committee, exercising prudence, good faith and transparency, hereby **RESOLVE AS IT IS HEREBY RESOLVED:**

to declare a second failure of bidding for the Construction and/or Rehabilitation of Multi-Purpose Building including Php500,000.00 for Sports' Facilities considering the "ineligibility" of prospective bidder pursuant to Section 35.1(b) of the Revised IRR of RA 9184;

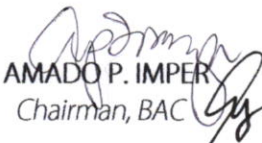
to recommend a Negotiated Procurement under TWO FAILED BIDDINGS as provided by Section 53.1 of the 2016 IRR of R.A. 9184 for the above-mentioned project; and

to recommend for approval by the President of Kalinga State University of the foregoing findings.

RESOLVED FINALLY, to post this Resolution at the KSU Website and conspicuous place at the premises of the University including the BAC Bulletin Board.

Done this 6th day of September 2017, Conference Hall, Admin. Bldg., KSU Main Campus, Purok 6, Bulanao, Tabuk City, Kalinga.

THE BIDS AND AWARDS COMMITTEE:

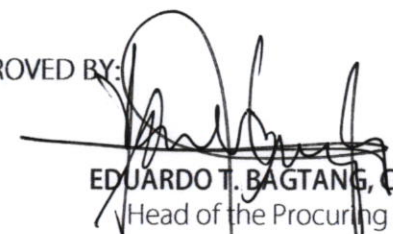

AMADO P. IMPER
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Member, BAC


ROMUALDO U. WACAS
Member, BAC

APPROVED BY:

EDUARDO T. BAGTANG, CPA, DBM
Head of the Procuring Entity

Date approved: September 7, 2017