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BIDS AND AWARDS COMMITTEE

RESOLUTION NO. 04 B
 Series of 2021

BAC RESOLUTION RECOMMENDING AWARD OF CONTRACT AND ISSUANCE OF NOTICE OF AWARD TO AVC DEVELOPMENT AND CONSTRUCTION CORPORATION FOR THE COMPLETION OF HOSPITALITY AND ENTREPRENEURSHIP BUILDING IN THE AMOUNT OF FIFTY-FIVE MILLION FOUR HUNDRED TWENTY-SEVEN THOUSAND ONE HUNDRED FIFTY-NINE PESOS AND SEVENTY-FIVE CENTAVOS (PHP 55,427,159.75)

PROJECT DETAILS	
Project title	Completion of Hospitality and Entrepreneurship Laboratory Building
Project Budget (ABC)	PHP 60,629,848.83
Contract Duration	180 Calendar Days
BAC Reference Number	20-12-008-IN (EPA)

WHEREAS, the Bids and Awards Committee (BAC) as mandated by RA No. 9184, otherwise known as the Government Procuring Reform Act, is the body tasked to post invitations to bid, conduct pre-bid conferences, to determine eligibility of prospective bidders, to receive and open bids, to conduct the evaluation of the bids, to conduct post-qualification, and to recommend award of the contracts of the Head of the Procuring entity;

WHEREAS, on December 28, 2020 the BAC thru its secretariat, posted the invitation to bid;

WHEREAS, on January 4, 2021, a Supplemental Bid Bulletin was issued indicating the changes in the dates of the BAC Activity for the project:

Project	Activity	Date
Completion Of Hospitality and Entrepreneurship Laboratory Building	Pre-Bid	January 12, 2021; 1:30 PM
	Bid Opening	January 28, 2021; 10:00 AM
	Bid Evaluation	February 4, 2021; 1:30 PM
	Post-Qualification	February 18, 2021; 1:30 PM

WHEREAS, on January 12, 2021, the BAC conducted the pre-bid conference at 10:00 AM held at the LNU House Conference Room, which was attended by seven (7) bidders;

WHEREAS, the deadline for the submission of bids was on January 28, 2021 at 10:00 AM;

WHEREAS, the BAC conducted the opening of bids on January 28, 2021 at 10:00 AM;

WHEREAS, during the opening of bids, the three (3) bidders who bought the bidding docs submitted their bids to the BAC Office before the deadline with the following details:



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Bidder	Date and Time of Submission	Amount	Remarks	Rank
1. 5GG Construction	January 28, 2021 8:06 AM	Php 55, 225,227. 06	ELIGIBLE AND COMPLYING	1
2. AVC Development And Construction Corporation	January 28, 2021 9:43 AM	Php 55, 427, 159. 75	ELIGIBLE AND COMPLYING	2
3. Fairchild Builders and Developers, Inc.	January 28, 2021 9:48 AM	INELIGIBLE (Did not attach its Bid Form) Not compliant with the bidding requirement and in violation of RA 9184 Section 30.1 N/A		

WHEREAS, the BAC declared 5GG Construction as the winning bid as read;

WHEREAS, the Bid Evaluation was conducted on February 4, 2021 by the Technical Working Group where all bids were evaluated;

WHEREAS, after the thorough evaluation, the Technical Working Group reported their findings and observation during the evaluation process;

WHEREAS, two bidders were subjected for bid evaluation --- 5GG Construction and AVC Development and Construction Corporation;

WHEREAS, the result of the bid evaluation is as follows:

Bidder	Date and Time of Submission	Remarks
1. 5GG Construction		Non-responsive (Did not meet the Key Personnel Requirement) In violation of RA 9184 Sec. 32.2.1
2. AVC Development And Construction Corporation	Php 55, 427, 159. 75	LCB

WHEREAS, BAC Resolution No. 02A declares the bid submitted by AVC Development and Construction Corporation as the Lowest Calculated Bid (LCB) and to proceed with the post-qualification process;

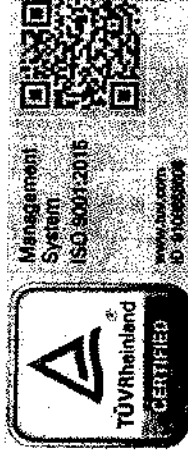
WHEREAS, the BAC notified 5GG Construction of its disqualification through Philpost registered mail and JRS Express on February 10, 2021. The letter was received personally by the authorized representative on February 11, 2021;

WHEREAS, on February 15, 2021 the BAC received a letter from 5GG Construction requesting documents from the BAC;

WHEREAS, the BAC made a reply letter to 5GG Construction on the same day . The BAC through the BAC Secretariat sent the letter through JRS and Philpost registered mailed on February 17, 2021 since the bidder's representative did not appear personally to get the letter;



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WHEREAS, the BAC Secretariat traced the letter online and the data revealed that the letter was received on February 19, 2021 per JRS Waybill No. 125722163;

WHEREAS, on the consideration of the procedures set forth in Sec. 55 of 2016 IRR of RA 9184, the exhaustion of the period to file Motion for Reconsideration available to 5GG Construction has already lapsed;

WHEREAS, one of the functions of the Bids and Awards Committee (BAC) as stated in the RA 9184 Section 34.1 is to undertake post-qualification proceedings;

WHEREAS, RA 9184, in its section 34.1 states that Lowest Calculated Bid shall undergo post-qualification in order to determine whether the bidder concerned complies with and is responsive to all the requirements and conditions as specified in the Bidding Documents;

WHEREAS, on February 4, 2021, the BAC issued a letter to AVC Development And Construction Corporation for the submission of the Post-qualification requirements which they received on February 9, 2021;

WHEREAS, AVC Development And Construction Corporation submitted the post-qualification documents on February 11, 2021;

WHEREAS, on February 18, 2021 (Thursday) the BAC convened to discuss the post-qualification result which includes the validation, verification and ascertainment of the legal, technical, and financial documents submitted by AVC Development And Construction Corporation pursuant to Section 34 of Rule X (Post Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184;

WHEREAS, upon careful examination, validation and verification of all the technical and financial proposals submitted, the BAC, found the bids offered by AVC Development and Construction Corporation, to be compliant with the legal, technical, and financial requirements set forth by the agency pursuant to Section 34 of Rule X Post Qualification of the Revised Implementing Rules and Regulations of Republic Act No. 9184;

WHEREAS, BAC Resolution No. 02A declares that AVC Development and Construction Corporation as the LCB;

WHEREAS, BAC Resolution No. 04 declares the post-qualification of AVC Development and Construction Corporation;

WHEREAS, BAC Resolution No. 04 declares AVC Development and Construction Corporation as the Lowest Calculated and Responsive Bid;

WHEREAS, the AVC Development and Construction Corporation's calculated amount offered is Fifty-Five Million Four Hundred Twenty-Seven Thousand One Hundred Fifty-Nine Pesos and Seventy-Five Centavos (PHP 55, 427, 159.75);

WHEREAS, the AVC Development and Construction Corporation is compliant with all the legal, technical, and financial requirement as required in Section 34 of Rule X (Post Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184;



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NOW WHEREFORE:

BE IT RESOLVED AS IT IS HEREBY RESOLVED, THE LNU – BIDS AND AWARDS COMMITTEE RECOMMENDS THE AWARD THE CONTRACT AND ISSUANCE OF NOTICE OF AWARD TO AVC DEVELOPMENT AND CONSTRUCTION CORPORATION FOR THE COMPLETION OF HOSPITALITY AND ENTREPRENEURSHIP BUILDING IN THE AMOUNT OF FIFTY-FIVE MILLION FOUR HUNDRED TWENTY-SEVEN THOUSAND ONE HUNDRED FIFTY-NINE PESOS AND SEVENTY-FIVE CENTAVOS (PHP 55, 427, 159.75).

Adopted during the Bids and Awards Committee held on February 18, 2021 at the LNU House Conference Area.

SIGNATORIES

MRS. JO DANIELLE BAJARIAS
 Planning Officer
 BAC Member

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ATTY. ALMA SONJA SANCHEZ-DANDAY
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Josisa C. Conchada
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 Chair, Bids and Awards Committee