

BIDS AND AWARDS COMMITTEE

Head Office-Engineering Projects
Resolution No. 017-2022
Series of 2022

***RESOLUTION DECLARING THE POST-DISQUALIFICATION OF
ONE HUNDRED PERCENT CONSTRUCTION AND DEVELOPMENT CORP./
ELIMARED CONSTRUCTION AND TRADING, INC./JV FOR THE CONSTRUCTION
OF PORT OPERATIONAL AREA AND EXPANSION OF EXISTING RC PIER,
PORT OF EL NIDO, BRGY. BUENA SUERTE, EL NIDO, PALAWAN
LFP PLW NO. 012-2022***

WHEREAS, the Philippine Ports Authority (PPA) posted an Invitation to Bid for the Construction of Port Operational Area and Expansion of Existing RC Pier, Port of El Nido, Brgy. Buena Suerte, El Nido, Palawan, in the website of the PPA, PhilGEPS and in the Bulletin Board located at the PPA Corporate Building, South Harbor, Port Area, Manila on 20 April 2022, continuously for seven (7) calendar days;

WHEREAS, the Approved Budget for the Contract to be Bid as posted/advertised is **₱ 128,288,247.58**;

WHEREAS, in response to the said advertisement, five (5) bidders secured the Bid Documents in the amount of ₱50,000.00 and submitted their Technical and Financial Proposals, namely;

1. HG-III Construction and Development Corporation
2. Sunwest Construction and Development Corporation
3. Vicente T. Lao Construction
4. Khan Kon Chi Construction and Development Corporation
5. One Hundred Percent Construction and Development Corp./
Elimared Construction and Trading, Inc./JV

WHEREAS, during the opening of bids on 12 May 2022 at 2:00 p.m., the five (5) bidders were declared "passing" with the requirements of the First Envelope.

WHEREAS, the Financial Proposals of the five (5) bidders were opened and declared "passing" with the requirements of the Second Envelope, hence their financial bids were read by the Chairperson, as follows:

NAME OF BIDDER	BID AMOUNT (As Read)
1. One Hundred Percent Construction and Development Corp./ Elimared Construction and Trading, Inc./JV	126,396,208.48
2. HG-III Construction and Development Corporation	127,812,833.95
3. Vicente T. Lao Construction	127,978,107.57
4. Sunwest Construction and Development Corporation	127,996,441.11
5. Khan Kon Chi Construction and Development Corporation	128,179,859.42

WHEREAS, Bid Evaluation was conducted on 17 May 2022 to determine if there were arithmetical or computational errors on the submitted bids, and the Bid Evaluation Report, as approved by the BAC on 18 May 2022, showed discrepancies between the Total Bid Prices and Unit Bid Prices of One Hundred Percent Construction and Development Corp./ Elimared Construction and Trading, Inc./JV, Sunwest Construction and Development Corp. and HG-III Construction and Development Corp., as follows;

NAME OF BIDDER	BID AMOUNT (As Read)	DISCREPANCY	BID AMOUNT (As Calculated)
One Hundred Percent Construction and Development Corp./ Elimared Construction and Trading, Inc./JV	₱ 126,396,208.48	(-) 20,673.07	₱ 126,375,535.42
Sunwest Construction and Development Corp.	₱ 127,996,441.11	(-) 332.41	₱ 127,996,108.70
HG-III Construction and Development Corp.	₱ 127,812,833.95	(-) 86.65	₱ 127,812,747.30

WHEREAS, deviation was found on the Bid Proposals of Vicente T. Lao Construction, hence was declared "automatically disqualified," pursuant to Section 32.2.1a of the 2016 Revised IRR of R.A. 9184, which provides, to wit:

"Completeness of bid. xxx, bids not addressing or providing all of the required items in the Bidding Documents including, where applicable, bill of quantities, shall be considered non-responsive and, thus, automatically disqualified xxx."

WHEREAS, One Hundred Percent Construction and Development Corp./ Elimared Construction and Trading, Inc./JV was declared as the Lowest Calculated Bidder in the amount of ₱ 126,375,535.42;

WHEREAS, post-qualification was conducted on 21, 23-25 & 27 May 2022 to examine, validate and verify the eligibility, technical and financial requirements submitted by One Hundred Percent Construction and Development Corp./ Elimared Construction and Trading, Inc./JV and in the Post-Qualification Report, as approved by the BAC on 28 June 2022, One Hundred Percent Construction and Development Corp./ Elimared Construction and Trading, Inc./JV was declared post-disqualified, for the following grounds:

1. Failed to present the original copy of the Certificate of Completion and Acceptance for the Single Largest Completed Contract (SLCC), which is the Proposed Construction of Back-up Area and R.C. Pier, Mabacong Port, Batangas City;
2. Failed to present the original copies of the MARINA Certificate of Ownership and Cargo Ship Safety Certificate for the pledged Barge "OHP-1", during the conduct of post-qualification, and;
3. Failed to present the original copies of the LTO Original Receipts/Certificates of Registration for the pledged 2-units Dump Truck and 1-unit Cargo Truck, during the conduct of post-qualification.

NOW, THEREFORE, for and in consideration of the foregoing premises, the BAC hereby RESOLVE as it is hereby RESOLVED as follows:

1. To declare **ONE HUNDRED PERCENT CONSTRUCTION AND DEVELOPMENT CORP./ ELIMARED CONSTRUCTION AND TRADING, INC./JV** to be post-disqualified, for the following grounds:
 - a. Failed to present the original copy of the Certificate of Completion and Acceptance for the Single Largest Completed Contract (SLCC), which is the Proposed Construction of Back-up Area and R.C. Pier, Mabacong Port, Batangas City;
 - b. Failed to present the original copies of the MARINA Certificate of Ownership and Cargo Ship Safety Certificate for the pledged Barge "OHP-1", during the conduct of post-qualification, and;
 - c. Failed to present the original copies of the LTO Original Receipts/Certificates of Registration for the pledged 2-units Dump Truck and 1-unit Cargo Truck, during the conduct of post-qualification.

2. To immediately notify **ONE HUNDRED PERCENT CONSTRUCTION AND DEVELOPMENT CORP./ELIMARED CONSTRUCTION AND TRADING, INC./JV** in writing of its post-disqualification and the grounds for it.
3. To initiate and complete the post-qualification process on the second lowest calculated bidder, **HG-III CONSTRUCTION AND DEVELOPMENT CORPORATION**, pursuant to Section 34.6 of the 2016 Revised IRR of R.A. 9184.

ADOPTED AND APPROVED by the BAC on 28 June 2022


DANAH S. JARAMILLO
Regular Member

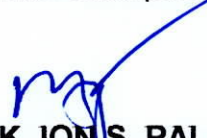

JOSEPHINE M. NAPIERE
Regular Member

DIANE STEFFI T. GUILLAMON
Regular Member


CARLITO M. CASTILLO
Provisional Member

ELVIS R. MEDALLA
Provisional Member


ANGELINA A. LLOSE
Vice-Chairperson


MARK JON S. PALOMAR
Chairperson, BAC

29 June 2022



MEMORANDUM

F O R : The General Manager

F R O M : The Chairperson, HO-BAC-EP

SUBJECT : **Bids and Awards Committee for Head Office-Engineering Projects-Resolution No. 0172022 Series of 2022 on the Post-Disqualification of One Hundred Percent Construction and Development Corp./Elimared Construction and Trading, Inc./JV for the Construction of Port Operational Area and Expansion of Existing RC Pier, Port of El Nido, Brgy. Buena Suerte, El Nido, Palawan**
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This has reference to the post-disqualification of One Hundred Percent Construction and Development Corp./Elimared Construction and Trading, Inc./JV for the Construction of Port Operational Area and Expansion of Existing RC Pier, Port of El Nido, Brgy. Buena Suerte, El Nido, Palawan.

Please be informed that the BAC, in its meeting held on 28 June 2022, agreed, after a motion duly made and seconded, to post-disqualify One Hundred Percent Construction and Development Corp./Elimared Construction and Trading, Inc./JV for their failure to present the following : original copy of the Certificate of Completion and Acceptance for the Single Largest Completed Contract (SLCC), which is the Proposed Construction of Back-up Area and R.C. Pier, Mabacong Port, Batangas City; original copies of the MARINA Certificate of Ownership and Cargo Ship Safety Certificate for the pledged Barge "OHP-1 and original copies of the LTO Original Receipts/Certificates of Registration for the pledged 2-units Dump Truck and 1-unit Cargo truck, during the conduct of post-qualification; to immediately notify One Hundred Percent Construction and Development Corp./Elimared Construction and Trading, Inc./JV in writing of its post-disqualification and the grounds for it and to initiate and complete the post-qualification process on the Second Lowest Calculated Bidder, HG-III Construction and Development Corporation.

In view thereof, we are submitting herewith, for consideration and approval of the General Manager, BAC Resolution No. 017-2022 Series of 2022 on the post-disqualification of One Hundred Percent Construction and Development Corp./Elimared Construction and Trading, Inc./JV for the Construction of Port Operational Area and Expansion of Existing RC Pier, Port of El Nido, Brgy. Buena Suerte, El Nido, Palawan.


MARK JON S. PALOMAR


~~APPROVED/DISAPPROVED~~


JAY DANIEL R. SANTIAGO
General Manager