



# UNIVERSITY OF THE PHILIPPINES MINDANAO

## Bids and Awards Committee

BAC-INFRA-CS Resolution No. 47 s. of 2021



### **BAC RESOLUTION DECLARING THE LOWEST CALCULATED AND RESPONSIVE BID FOR THE NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) FOR THE CONSTRUCTION OF UP MINDANAO CENTER FOR ADVANCEMENT OF RESEARCH IN MINDANAO – CARIM BUILDING PHASE 3 PBM2021-21INF**

WHEREAS, the Center for Advancement of Research in Mindanao (CARIM) submitted a Purchase Request (**Annex "A"**) for the procurement of NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) FOR THE CONSTRUCTION OF UP MINDANAO CENTER FOR ADVANCEMENT OF RESEARCH IN MINDANAO – CARIM BUILDING PHASE 3 PBM2021-21INF with an Approved Budget for the Contract (ABC) of **₱50,000,000.00 Only (Fifty Million Pesos)**.

WHEREAS, there are funds available and allotted for this purpose as evidenced by the Certification of Availability of Funds by the University of the Philippines - System Accounting office (**Annex "B"**);

WHEREAS, a Negotiation was held on October 26, 2021 and the Minutes of the Meeting (**Annex "C"**) details what transpired during the conference;

WHEREAS, the UP Mindanao Bids and Awards Committee for Infrastructure (UP Min BAC) advertised the Invitation to Bid for the procurement of NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) FOR THE CONSTRUCTION OF UP MINDANAO CENTER FOR ADVANCEMENT OF RESEARCH IN MINDANAO – CARIM BUILDING PHASE 3 PBM2021-21INF in the Philippine Government Electronic Procurement System (PhilGEPS) (**Annex "D"**) and posted in a conspicuous place at the premises of the BAC Bulletin Board with the following schedule of procurement activities (**Annex "E"**);

WHEREAS, Bid Bulletin No. 1 (**Annex "F"**) was issued on October 26, 2021 to clarify the last Site Inspection Schedule and the inclusion of site inspection certificate in the checklist of requirements;

WHEREAS, Legacy Construction Corporation and AVECS Corporation, purchased the bidding documents and submitted their bids for the project on November 4, 2021 (**Annex "G"**);

WHEREAS, during the opening of the bids conducted on November 4, 2021, the documents submitted by Legacy Construction Corporation and AVECS Corporation, were evaluated by the BAC and said two bidders were found to be eligible and compliant with their technical and financial requirements (**Annex "H"**); (with Meeting summary attached as (**Annex "H1"**))

WHEREAS, during the opening of Envelope No. 2: Financial Proposal (**Annex "I"**), the bid offers of [bidders] were as follows:

BIDDER	BID PROPOSAL (AS READ)
Legacy Construction Corporation	₱ 45,350,861.55

AVECS Corporation	₱ 45,375,997.68
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WHEREAS, the documents submitted were forwarded to the Technical Working Group (TWG) for further evaluation to ensure the completeness of the bid and apply arithmetical corrections. Upon the re-computation of financial bids, the TWG found out that the bid of Legacy Construction Corporation is below the ABC but omits one item. In the bill of quantities, item 6.0 (Ceiling Works) Sub-item 31.0 PVC Ceiling Panels for soffits and eaves, Legacy Construction Corporation failed to include this line item in their bid documents. As per 2016 IRR of RA 9184 section 32.2.1, Legacy Construction Corporation is non-responsive because of the incompleteness of their bid. Since AVECS Corporation is the next in rank and its bid is below the ABC, therefore, AVECS Corporation is the Lowest Calculated Bid (LCB). The following were their findings: (**Annex "J"**)

BIDDER/S	BID AS READ (As Read during Opening of Bids)	BID AS CALCULATED	Variance	Rank	Remarks
	Total Price	Total Price			
Legacy Construction Corporation	₱ 45,350,861.55	₱ 45,350,861.55	₱0	2	Non-responsive
AVECS Corporation	₱ 45,375,997.68	₱ 45,375,997.68	₱0	1	1st

WHEREAS, the BAC in its meeting on November 10, 2021 (**Annex "K"**) declared AVECS Corporation as the Lowest Calculated Bidder (LCB) for the NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) FOR THE CONSTRUCTION OF UP MINDANAO CENTER FOR ADVANCEMENT OF RESEARCH IN MINDANAO – CARIM BUILDING PHASE 3 PBM2021-21INF with a bid amount of Forty-Five Million Three Hundred Seventy-Five Thousand Nine Hundred Ninety-Seven Pesos and Sixty-Eight Centavos Only (**₱45,375,997.68**) (**Annex "K1"**) sic;

WHEREAS, a notice for the submission of post qualification requirements was issued to the Lowest Calculated Bid, AVECS Corporation on November 11, 2021 (**Annex "L"**);

WHEREAS, based in the post-qualification documents submitted by AVECS Corporation, the TWG and the BAC conducted the Post-Qualification Evaluation;

WHEREAS, as a result of the evaluation conducted, the AVECS Corporation was found to be compliant and responsive, and is technically, financially and legally capable, to execute the works for the NEGOTIATED PROCUREMENT (TWO-FAILED BIDDINGS) FOR THE CONSTRUCTION OF UP MINDANAO CENTER FOR ADVANCEMENT OF RESEARCH IN MINDANAO – CARIM BUILDING PHASE 3 PBM2021-21INF with a bid amount of Forty Five Million Three Hundred Seventy-Five Thousand Nine Hundred Ninety-Seven Pesos and Sixty-Eight Centavos Only (₱45,375,997.68), with TWG Post-Qualification Report attached as (**Annex "M"**);

NOW THEREFORE, the UP Mindanao Bids and Awards Committee for Infrastructure (UPMin BAC), hereby resolves:

a. To declare AVECS Corporation as the **Lowest Calculated and Responsive Bidder** for the procurement of the **NEGOTIATED PROCUREMENT (TWO-FAILED**

**BIDDINGS) FOR THE CONSTRUCTION OF UP MINDANAO CENTER FOR ADVANCEMENT OF RESEARCH IN MINDANAO – CARIM BUILDING PHASE 3 PBM2021-21INF** with a bid amount of Forty Five Million Three Hundred Seventy-Five Thousand Nine Hundred Ninety-Seven Pesos and Sixty-Eight Centavos Only (₱45,375,997.68), pending submission of the revised Technical Post-Qualification Evaluation Report; and

b. To recommend for approval of President Danilo L. Concepcion the award of the contract to AVECS Corporation;

Done through online meeting via Zoom on November 24, 2021, Davao City.

(absent)  
**PROF. VICENTE B. CALAG**  
Member

  
**MR. JOEL N. SAGADAL**  
Member

  
**MS. JO-AN A. GARCIA**  
Member

  
**PROF. CLETO L. NANOLA JR.**  
Vice Chair

  
**PROF. MARIA STELLA R. SALAZAR**  
Chair

Approved by:

  
**PROF. DANILO L. CONCEPCION**  
President