

MINUTES OF THE PRE-BID CONFERENCE OF THE PUBLIC BIDDING OF THE CONTRACT FOR THE REPAIR WORKS AT THE PORO POINT BAYWALK TO REPLACE 22 SETS DILAPIDATED GAZEBOS HELD ON JULY 9, 2024 AT 10:00 AM

I. CALL TO ORDER

The Pre-Bid Conference was called to order by Atty. Marlou P. Pacleb, Chairperson of the Bids and Awards Committee (BAC) for the Procurement of Infrastructure Projects at 10:00 a.m.

II. PRAYER

The prayer was led by Ms. Lastina L. Baguya, Member of the Bids and Awards Committee.

III. DETERMINATION OF QUORUM AND ACKNOWLEDGMENT OF PARTICIPANTS

Atty. Pacleb requested Ms. Charlotte C. Bandolin, Head of the BAC Secretariat, to determine the existence of a quorum. She declared the existence of a quorum.

Ms. Bandolin acknowledged the presence of the following:

Bids and Awards Committee for the Procurement of Infrastructure Projects

Chairperson : Atty. Marlou P. Pacleb
Vice Chairperson : Arch. Marc Lawrence P. Aquino
Members : Ms. Eliza M. Maconocido
Ms. Lastina L. Baguya
Engr. Mennen C. Mendoza
Mr. Franklin C. Villareal
Engr. Epifanio C. Balangue

Technical Working Group

Head : Arch. Bryan G. Haber
Members : Mr. Anthony C. Hidalgo
Ms. Abigail Q. Peralta

BAC Secretariat

Head : Ms. Charlotte C. Bandolin
Members : Mr. Carlo S. Escalona
Mr. Ifnigo T. Balagot
Mr. Dino Paolo D. Garcia

Observers:

PPMC Internal Auditor

Ms. Rubilyn P. Cabiles

Atty. Pacleb asked Ms. Bandolin if appropriate notices were sent to the observers. Ms. Bandolin asked in the affirmative.

Atty. Pacleb asked Ms. Bandolin to enumerate the observers who were invited. Ms. Bandolin stated that the following observers were invited:

- Commission on Audit Regional Office I
- Philippine Institute of Certified Public Accountants, Inc. – La Union Chapter
- Philippine Institute of Civil Engineers
- Chamber of Commerce and Industry of La Union
- Bases Conversion and Development Authority

Atty. Pacleb requested Ms. Bandolin to acknowledge the prospective bidders present in the Pre-bid Conference.

Ms. Bandolin acknowledged the presence of the following prospective bidders:

Prospective Bidder:

- | | |
|-------------------------|---------------------|
| 1. Jake Atting | Hights Construction |
| 2. Engr. Ariel Bayangos | Arm Asia |

IV. DISCUSSION

Atty. Pacleb presented the agenda to the body.

After the presentation of the Agenda, Atty. Pacleb asked for a motion for the approval of the agenda. Upon motion made by Arch. Marc Lawrence .Aquino and which was duly seconded by Ms. Eliza Maconocido, the Agenda was approved.

Atty. Pacleb stated that what is being procured is the Contract for the Repair Works at the Poro Point Baywalk to Replace 22 Sets Dilapidated Gazebos with an Approved Budget for the Contract (ABC) of Five Million One Hundred Thousand Pesos (Php 5,100,000.00). The project duration is One Hundred Twenty (120) calendar days from receipt of the Notice to Proceed.

4.1 Bidding Documents

Atty. Pacleb discussed the provisions under the Invitation to Bid. Atty. Pacleb read out the following from the Invitation to Bid:

The Poro Point Management Corporation (PPMC), through the approved PPMC Corporate Budget for CY 2024, intends to apply the sum of Five Million One Hundred Thousand Pesos (Php 5,100,000.00) being the Approved Budget for the Contract (ABC) to payments under the Contract for the Repair Works at the Poro Point Baywalk to Replace 22 Sets Dilapidated

Gazebos/ PPMC2024-045. Bids received in excess of the ABC shall be automatically rejected/disqualified at bid opening.

The Poro Point Management Corporation (PPMC) now invites bids for the above Procurement Project. Completion of the Works is required within One Hundred Twenty (120) calendar days from receipt of the Notice to Proceed. Bidders should have completed a contract similar to the Project. The description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II. Instructions to Bidders).

Bidding will be conducted through open competitive bidding procedures using non-discretionary “*pass/fail*” criterion as specified in the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184.

Interested bidders may obtain further information from Poro Point Management Corporation thru the BAC Secretariat and inspect the Bidding Documents at the address given below from 8:00 a.m. to 5:00 p.m.

A complete set of Bidding Documents may be acquired by interested bidders on July 1, 2024 or until the deadline for submission of Bids on July 22, 2024 before 10:00 a.m. from given address and website/s below and upon payment of a non- refundable fee for the Bidding Documents, pursuant to the latest Guidelines issued by the GPPB, in the amount of Ten Thousand Pesos (Php10,000.00). The Procuring Entity shall allow the bidder to present its proof of payment for the fees in person or through electronic means.

The complete set of bidding documents may also be downloaded free of charge from the website of the Philippine Government Electronic Procurement System (PhilGEPS) and the website of the Procuring Entity, provided that Bidders shall pay the applicable fee for the Bidding Documents not later than the deadline of submission of bids.

Payment of the bidding documents may also be done through bank payment; details are as follows:

Name of Bank: Landbank of the Philippines, San Fernando, La Union Branch Account

Name: Poro Point Management Corporation

Current Account Number: 0202021824

Upon payment, bidders are required to submit their proof of payment and email it to ppmcbacsecretariat@gmail.com in order for PPMC to issue an Official Receipt which will also be emailed to the bidder’s email address together with the Complete Set of the Bidding Documents and Issuance of Bidding Documents Form. Upon receipt of the e-mail from the BAC Secretariat, bidders are required to e-mail back the Issuance of Bidding Documents Form.

The Pre-bid Conference is currently being conducted.

Bids must be duly received by the BAC Secretariat through manual submission at the office address as indicated below, on or before July 22, 2024 at 10:00 AM. Late bids shall not be accepted.

Each Bidder shall submit one (1) original and two (2) copies of the first and second components of its bid.

Late bids shall not be accepted.

All bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in **ITB** Clause 15.

Bid opening shall immediately follow after the deadline for submission of bids at the given address below. The bid opening will also be available through video conferencing using Zoom platform with the following details:

Meeting ID: 786 982 3550

Passcode: ppmc

Representatives of the bidders may attend in person or online via Zoom Conferencing who shall be prepared to login and are advised to be on standby at least twenty (20) minutes before the scheduled deadline and opening of bids to ensure connection to the Zoom Meeting Room. Failure to join on the set date and time shall be marked as late and shall constitute as waiver to be present for the activities that have lapsed until he/she joined the meeting. The bidder cannot question activities that were conducted in his/her absence.

To facilitate monitoring of participants entering the Zoom Meeting Room, participants must enter their Company/Agency Name and their Complete Name. Example: [Poro Point Management Corporation- Juan Dela Cruz].

The BAC-Secretariat shall proceed with the roll call to record the attendance and determine the presence of a quorum and the name of the suppliers who submitted bids. Thereafter, the BAC Secretariat shall officially announce the start of the bid opening.

Bids will be opened in the presence of the bidders' representatives who choose to attend the activity.

The Poro Point Management Corporation reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time prior to contract award in accordance with Sections 35.6 and 41 of the 2016 revised Implementing Rules and Regulations (IRR) of RA No. 9184, without thereby incurring any liability to the affected bidder or bidders.

For further information, please refer to:

MS. CHARLOTTE C. BANDOLIN

Head, BAC Secretariat

Poro Point Management Corporation Gov. Joaquin L. Ortega Avenue

Poro Point Freeport Zone

Poro, City of San Fernando 2500, La Union

Mobile Number: 09458222033

Email Address: ppmcbacsecretariat@gmail.com

Website: www.poropointfreeport.gov.ph

You may visit the following website:

For downloading of Bidding Documents: www.poropointfreeport.gov.ph

4.2 Documents to be Submitted

Atty. Pacleb requested Ms. Maconocido, member of the BAC, to discuss the Documents to be submitted. Ms. Maconocido discussed the required documents to be submitted.

The following is the Summary of Documents to be submitted:

Checklist of Technical and Financial Documents

I. LETTER OF INTENT TO PARTICIPATE	Use Form 1 on page 48
II. TECHNICAL COMPONENT ENVELOPE	
<i>Class "A" Documents</i>	
<i>Legal Documents</i>	
(a) Valid PhilGEPS Registration Certificate (Platinum Membership) (all pages)	
<i>Technical Documents</i>	
(b) Statement of the prospective bidder of all its ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid; and	Use Form 2 on page 49
(c) Statement of the bidder's Single Largest Completed Contract (SLCC) similar to the contract to be bid, except under conditions provided under the rules The statement shall be supported by the Notice of Award and/or Notice to Proceed, Project Owner's Certificate of Final Acceptance issued by the Owner other than the Contractor or the Constructors Performance Evaluation System (CPES) Final Rating, which must be at least satisfactory. In case of contracts with the private sector, an equivalent document shall be submitted; and	Use Form 3 on page 50
(d) Philippine Contractors Accreditation Board (PCAB) License; or Special PCAB License in case of Joint Ventures; and registration for the type and cost of the contract to be bid; and	
(e) Original copy of Bid Security. If in the form of a Surety Bond, submit also a certification issued by the Insurance Commission; or Original copy of Notarized Bid Securing Declaration; and	Use Applicable Form 4 on pages 51-54
(f) Project Requirements, which shall include the following:	
a. Organizational chart for the contract to be bid;	
b. List of contractor's key personnel (<i>e.g.</i> , Project Manager, Project Engineers, Materials Engineers, Safety Officer and Foremen), to be assigned to the contract to be bid, with their complete qualification and experience data; Attach Form 6 (Key Personnel Individual Resume) of each of the Key Personnel to be assigned to the Contract and PRC License of the (professional) personnel.	Use Form 5 on page 55 Use Form 6 on page 56
c. List of contractor's major equipment units, which are owned, leased, and/or under purchase agreements, supported by proof	Use Form 7 on page 57

	of ownership or certification of availability of equipment from the equipment lessor/vendor for the duration of the project, as the case may be; and	
	(g) Original duly signed Omnibus Sworn Statement (OSS); and if applicable, Original Notarized Secretary's Certificate in case of a corporation, partnership, or cooperative; or Original Special Power of Attorney of all members of the joint venture giving full power and authority to its officer to sign the OSS and do acts to represent the Bidder.	Use Applicable Form 8 on pages 58-63
<i>Financial Documents</i>		
	(h) The prospective bidder's computation of Net Financial Contracting Capacity (NFCC).	Use Form 9 on page 64
<i>Class "B" Documents</i>		
	(i) If applicable, duly signed joint venture agreement (JVA) in accordance with RA No. 4566 and its IRR in case the joint venture is already in existence; or duly notarized statements from all the potential joint venture partners stating that they will enter into and abide by the provisions of the JVA in the instance that the bid is successful.	
III. FINANCIAL COMPONENT ENVELOPE		
	(j) Original of duly signed and accomplished Financial Bid Form; and	Use Form 10 on pages 65-66
<i>Other documentary requirements under RA No. 9184</i>		
	(k) Original of duly signed Bid Prices in the Bill of Quantities; and	Use Form 11 on page 67 and Form 12 on page 68
	(l) Duly accomplished Detailed Estimates Form, including a summary sheet indicating the unit prices of construction materials, labor rates, and equipment rentals used in coming up with the Bid; and	
	(m) Cash Flow by Quarter.	

Discussion of Specifications and Drawings

Arch. Haber discussed the specifications and drawings.

Arch. Haber discussed the specifications for the Repair Works at the Poro Point Baywalk to Replace 22 Sets Dilapidated Gazebos:

- General Provisions
- A. Site Works and Demolition
- B. Earthworks, Excavation and Fills
- C. Concrete Works
- D. Rebars and Steel Works
- E. Plastering Works
- F. Painting Works
- G. Tile Works
- H. Formworks and Scaffolds

- I. Electrical Works
- J. Safety

Arch. Haber proceeded to discuss the drawings.

The drawings are composed of three sheets as follows:

- 1st Sheet which includes the Perspective, Vicinity Map and Site Development Plan
- 2nd Sheet which includes the Floor Plan, Front Elevation, Right Elevation, Rear Elevation and Left Elevation
- 3rd Sheet which includes the Reflected Ceiling Plan, Detail A, Detail B and Deco Stone Details
- 4th Sheet which includes the Foundation Plan, Roof Beam Plan, Beam Details, Roof Slab Detail, Column/ Footing Details, Concrete Bench Details and Roof Details
- 5th Sheet which includes the Typical Lighting Layout, Existing Schedule of Loads, Existing Riser Diagram, Electrical Legend and Electrical Notes

Atty. Pacleb discussed the forms to be used.

Form 1, Letter of Intent to Participate

The form can be found on page 48 of the Bidding Documents. Bidders may re-encode the form provided that all the information required are included. There were instances when bidders re-encode the forms and inadvertently omitted some of the phrases or some of the sentences in the form and this will change the meaning of the document being submitted. Bidders must make sure that once the form will be re-encoded, the same content must be reflected on the submission.

Form 2, Statement of all Ongoing Government and Private Contracts including contracts awarded but not yet started.

This form is needed for the computation of the Net Financial Contracting Capacity. All contracts which are ongoing have to be declared as provided for in Section 23.1 (iv) of the Revised IRR of RA 9184 which states that all ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid must be included.

The required data in Form 2 include the Business Name which pertains to the name of the company; Business Address pertains to the address of the company.

The first column is the Name of the Contract, for both Government and Private Contracts. The name of the contract pertains to the title of the contract. The second column, Contract Date, pertains to the date indicated in the Contract/ Purchase Order, or equivalent document.

The third column, Period, pertains to the timeframe within which the works must be completed; in this specific column, bidders are required to indicate the period of the contract as provided for in the Notice of Award/ Contract/ Purchase Order/ Billing Statement, or equivalent document.

The fourth column, Amount, which pertains to the Project Cost as indicated in the Notice of Award/ Contract/ Purchase Order/ Billing Statement, or equivalent document.

The fifth column, Value of Outstanding Works / Undelivered Portion as of the date of preparation of Form 2, pertains to the remaining amount of contract which has not been completed as of date of preparation of bidding documents.

The form must be submitted with the Printed Name and Signature of the Bidder's Representative or Authorized Signatory. The Designation would be the official position title of the person signing it and Date would be the date on which the document has been signed.

On Form 3, Single Largest Completed Contract which is Similar in Nature to the Contract to be Bid.

As provided for under ITB Clause 5.2, for this purpose the contracts similar to the project shall be, Construction of vertical structures/buildings.

The required data in Form 3 include the Business Name which pertains to the name of the company; Business Address pertains to the address of the company.

All information which will be provided will be verified during post-qualification.

The statement shall be supported by a Certificate of Final Acceptance issued by the project owner other than the contractor or a final rating of at least Satisfactory in the Constructors Performance Evaluation System (CPES). In case of contracts with the private sector, an equivalent document shall be submitted.

The form must be submitted with the Printed Name and Signature of the Bidder's Representative or Authorized Signatory. The Designation would be the official position title of the person signing it and Date would be the date on which the document has been signed.

On Form 4, Bid Securing Declaration

For the Bid Securing Declaration, the forms are provided for Sole Proprietorship, Partnership, Corporation, Cooperative or Joint Venture. Atty. Pacleb stated that the bidder must supply the needed information. On the second page, include the bidder's authorized representative, signatory's legal capacity which pertains to the official designation, and also indicate that the person is also the affiant. Atty. Pacleb emphasized that the form must be submitted without any alteration.

As for the jurat, Atty. Pacleb reminded the bidders to fill out the data provided for particularly the serial number of commission. The notary public must indicate his/her serial number of commission.

On Form 5, Qualification of Key Personnel Proposed to be Assigned to the Contract

The required data included the Business Name which refers to the name of the company, Business address refers to the address of the company. Under the second row, bidders should indicate the name of the Project Manager, the Project Engineer, the Materials Engineer, Safety Officer and Foreman. The address and the Date of Birth of the key personnel should also be filled-up. The Employed Since refers to the first date of employment in the present company. For experience, there are two rows that

need to be filled-up, the General and Relevant Experience. Row 6, Previous Employment refers to the listing of previous employments. For purposes of the bidding, qualifications and years of experience are being counted, so what is important is to prove that the key personnel listed have sufficient experience or they are compliant with the requirements, these are broken down under general or relevant experience. For the previous employment, indicate the years of previous employment experience of the person nominated for the position.

For row 7, education, this refers to the degree of the nominated personnel. Row 8 is the PRC license of the professional key personnel.

Minimum requirements are: (1) Project Manager, (1) Project Engineer, (1) Materials Engineer, (1) Safety Officer and (1) Foreman.

Please attach Form 6 (Key Personnel Individual Resume) of each of the Key Personnel to be assigned to the Contract and PRC License of the (professional) personnel.

Atty. Pacleb stated that in the past bidding, some of the nominated personnel did not comply with the requirements or some did not show enough proof or sufficient evidence to vouch for the compliance with the experience requirements, thus, Form 6, Key Personnel Individual Resume is included to facilitate the process of eligibility checking during the preliminary examination of the technical component of the bid. It would be easier to identify if all the nominated personnel are compliant with the requirements.

On Form 6, Key Personnel Individual Resume

It is reiterated that PRC License of the professional personnel shall be attached to Form 5.

On Form 7, List of Equipment Owned or Leased and/or under Purchase Agreements, Pledged to the Proposed Contract

The required data included the Business Name which refers to the name of the company. Business Address refers to the address of the company. Under the first column, Description refers to the description of the equipment. The equipment shall be placed either under Owned, Leased or Under Purchase Agreement, whichever is applicable. Second column is Model/ Year. Under third column is Capacity/ Performance/ Size.

List of minimum major equipment required is indicated in the ITB Clause 10.5 of the Bid Data Sheet

On Form 8, Omnibus Sworn Statement

Atty. Pacleb stated that the bidder may choose among the Omnibus Sworn Statement that are classified for Sole Proprietorship, Partnership or Cooperative and Corporation or Joint Venture whichever is applicable as provided in the bidding documents.

Atty. Pacleb stated to use the applicable form depending on the type of organization.

Atty. Pacleb emphasized that the jurat should be properly notarized and should indicate the notarial commission number of the notary public.

Bidders shall also attach in the Omnibus Sworn Statement the proof of appointment of bidders authorized representative. For Corporation/ Cooperative/ Joint Venture, please attach a Notarized Secretary's Certificate and Notarized Special Power of Attorney, for Sole Proprietorship.

On Form 9, Computation of Net Financial Contracting Capacity (NFCC)

The amount shall be based on bidder's latest financial statement submitted to the BIR.

The form must also be submitted with the name and signature of the bidder's authorized representative and the date of signing the document.

On Form 10, Financial Bid Form

The form is the standard form and bidders need to use the standard form. The bidders must supply the required data. Supply also the necessary information for the Name, In the capacity of, Signature, Duly authorized to sign the bid for and on behalf of and date the document signed.

On Form 11, Summary of Bid Prices in the Bill of Quantities and Form 12, Bill of Quantities

Atty. Pacleb requested Arch. Aquino to discuss the Bill of Quantities.

Arch. Aquino discussed the Bill of Quantities as follows:

Bid Prices in the Bill of Quantities (to be supported by Unit Price Analysis)					
Item No.	Description	Unit	Quantity	Unit Price (Pesos)	Amount (Pesos)
1	Siteworks (Site preparation, removal of plants and clearing)	lot	1		
2	Earthworks, excavation and Fills (embankment)	lot	1		
3	Concrete Works	lot	1		
4	Rebars and Steel Works	lot	1		
5	Plastering Works	lot	1		
6	Painting Works	lot	1		
7	Tile Works	lot	1		
8	Formworks and Scaffolds	lot	1		
9	Electrical Works	lot	1		
A	Direct Cost				
B	Overhead, Contingencies, Miscellaneous (___% of Direct Cost)				
C	Contractor's Profit (___% of Direct Cost)				
D	VAT (12%)				
E	Total Cost				

4.3 Bid Evaluation

For the Detailed Evaluation of Bids, the BAC will check the correctness and completeness of the data provided by the bidders. The BAC will determine the ranking of the bids and determine the Lowest Calculated Bid.

4.4 Post Qualification

Atty. Pacleb stated the bidder which submitted the Lowest Calculated Bid (LCB) will be notified for the conduct of a Post-qualification. If the bidder which submitted the LCB passed the post-qualification, contract award and implementation will follow.

4.5 Contract Award and Implementation

Atty. Pacleb stated that the BAC will be recommending the Lowest Calculated and Responsive Bid for the award of the contract. Attached to the Notice of Award is the contract.

4.6 Warranties

Atty. Pacleb stated that bidders shall abide to the warranties as specified under Section 62 of the 2016 Revised IRR of RA 9184.

4.7 Offenses and Penalties

Atty. Pacleb requested Engr. Mendoza to discuss the Offenses and Penalties. Engr. Mendoza read out the offenses and penalties as follows:

65.1. Without prejudice to the provisions of R.A. 3019 and other penal laws, public officers who commit any of the following acts shall suffer the penalty of imprisonment of not less than six (6) years and one (1) day, but not more than fifteen (15) years:

- a) Opening any sealed bid including but not limited to Bids that may have been submitted through the electronic system and any and all documents required to be sealed or divulging their contents, prior to the appointed time for the public opening of Bids or other documents.
- b) Delaying, without justifiable cause, the screening for eligibility, opening of bids, evaluation and post evaluation of bids, and awarding of contracts beyond the prescribed periods of action provided for in this IRR.
- c) Unduly influencing or exerting undue pressure on any member of the BAC or any officer or employee of the Procuring Entity to take a particular action which favors, or tends to favor a particular bidder.
- d) Splitting of contracts which exceed procedural purchase limits to avoid competitive bidding or to circumvent the limits of approving or procurement authority.
- e) Abuse by the HoPE of his power to reject any and all bids as mentioned under Section 41 of the Act and this IRR, with manifest preference to any bidder who is closely related to him in accordance with Section 47 of the Act and this IRR.

When any of the foregoing acts is done in collusion with private individuals, the private individuals shall likewise be liable for the offense.

In addition, the public officer involved shall also suffer the penalty of temporary disqualification from public office, while the private individual shall be permanently disqualified from transacting business with the Government.

65.2. Private individuals who commit any of the following acts, and any public officer who conspires with them, shall upon conviction, suffer the penalty of imprisonment of not less than six (6) years and one (1) day but not more than fifteen (15) years:

- a) When two or more bidders agree and submit different bids as bona fide bidders, all the while knowing that the bid(s) of one or more of them was so much higher than the other that the latter could not be honestly accepted and that the contract will surely be awarded to the pre-arranged lowest bid.
- b) When a bidder maliciously submits different bids through two or more persons, corporations, partnerships or any other business entity in which he has an interest, to create the appearance of competition that does not in fact exist so as to be adjudged as the winning bidder.
- c) When two or more bidders enter into an agreement which calls upon one or more of them to refrain from bidding for procurement contracts, or which requires one or more of them to withdraw Bids already submitted, in order to secure an undue advantage to any one of them.
- d) When a bidder, by himself or in connivance with others, employs schemes which tend to restrain the natural rivalry of the parties or operates to stifle or suppress competition and thus produce a result disadvantageous to the public.

In addition, the public officer persons involved shall also suffer the penalty of temporary or perpetual disqualification from public office and the private individual shall be permanently disqualified from transacting business with the Government.

65.3. Private individuals who commit any of the following acts, and any public officer conspiring with them, shall upon conviction, suffer the penalty of imprisonment of not less than six (6) years and one (1) day but not more than fifteen (15) years:

- a) Submitting eligibility requirements of whatever kind and nature that contain false information or falsified documents calculated to influence the outcome of the eligibility screening process or conceal such information in the eligibility requirements when the information will lead to a declaration of ineligibility from participating in competitive bidding.
- b) Submitting Bidding Documents of whatever kind and nature that contain false information or falsified documents or conceal such information in the Bidding Documents, in order to influence the outcome of the competitive bidding.

c) Participating in a competitive bidding using the name of another or allowing another to use one's name for the purpose of participating in a competitive bidding.

d) Withdrawing a bid, after it shall have qualified as the Lowest Calculated Bid/Highest Rated Bid, or refusing to accept an award, without just cause or for the purpose of forcing the Procuring Entity to award the contract to another bidder. This shall include the non-submission within the prescribed time, or delaying the submission of requirements such as, but not limited to, performance security, preparatory to the final award of the contract.

65.4. It is understood that the above penalties and offenses shall cover all types of procurement whether done manually or electronically.

65.5. When the bidder is a juridical entity, criminal liability and the accessory penalties shall be imposed on its directors, officers or employees who actually commit any of the foregoing acts. If a person previously held liable or found guilty under the provisions of the Act and this IRR has a controlling interest in a prospective bidder-entity, the said bidder-entity shall be disqualified to participate in any procurement activity being conducted by the Government.

4.8 Supplemental Bid/Bulletin

Atty. Pacleb stated that supplemental/Bid Bulletin will be issued if deemed necessary.

4.9 No Contact Rule

Atty. Pacleb stated that if bidders will have clarifications or request for information, these shall be done in writing through the official e-mail address of PPMC. All communications shall be done in writing through the BAC Secretariat through the official e-mail address of PPMC.

4.10 GPPB Resolutions No. 03-2018 and GPPB Circular No. 02-2018

Atty. Pacleb stated the minutes of this pre-bid conference will be posted at the procuring entity's website and at PhilGEPS

V. REQUEST FOR CLARIFICATIONS/QUESTIONS AND ANSWERS

Atty. Pacleb invited requests for clarifications or queries from the prospective bidders.

The following queries were raised and answered by the Bids and Awards Committee.

1. From Engr. Bayangos of Arm Asia.

Query: Do bidders still need to submit detailed estimates or is the submission of Form 11 and Form 12 sufficient?
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Answer: The BAC will issue a Supplemental/Bid Bulletin regarding on this matter.

Query: Are bidders allowed to inspect the site at any time?
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Answer: Bidders may inspect the site from Monday to Friday, from 8:00 and to 5:00 pm. However, bidders are advised to coordinate with the BAC Secretariat as to the date and time the bidder wishes to inspect the site.

Query: On page 30 of the Specifications, some the words are in red font color. What does it mean?

Answer: The words in red font color were not just recolored in black. The specifications remains the same.

Query: Why is the gazebo on a side footing?

Answer: The BAC will issue a supplemental/bid bulletin on this matter.

VI. VI.ADOURNMENT

There being no other matters to be discussed the meeting was adjourned at 11:00 PM.

Prepared by:



Ms. Charlotte C. Bandolin
Head, BAC Secretariat

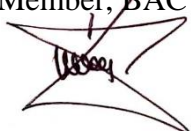
BIDS AND AWARDS COMMITTEE FOR THE PROCUREMENT OF INFRASTRUCTURE PROJECTS:



ARCH. MARC LAWRENCE P. AQUINO
Vice Chairperson



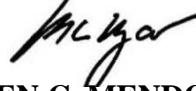
MS. LASTINA L. BAGUYA
Member, BAC



MR. FRANKLIN C. VILLAREAL
Member, BAC



MS. ELIZA M. MACONCIDO
Member, BAC



ENGR. MENNEN C. MENDOZA
Member, BAC



ENGR. EPIFANIO C. BALANGUE
Member, BAC



ATTY. MARLOU P. PACLEB
Chairperson