

IB 2021-06– REPAIR OF DRAINAGE FOR THE GYMNASIUM AND ATHLETIC OVAL



SECTION II – INSTRUCTION TO BIDDERS (ITB)

SECTION III – BID DATA SHEET (BDS)

1. Scope of Bid

The Procuring Entity, *BENGUET STATE UNIVERSITY (BSU)* invites Bids for the Repair of Drainage System for the Gymnasium and Athletic Oval, with Project Identification Number IB 2021-06

[Note: The Project Identification Number is assigned by the Procuring Entity based on its own coding scheme and is not the same as the PhilGEPS reference number, which is generated after the posting of the bid opportunity on the PhilGEPS website.]

The Procurement Project (referred to herein as “Project”) is for the construction of Works, as described in Section VI (Specifications).

2. Funding Information

2.1. The GOP through the source of funding is 2021 GAA - MOOE in the amount of Three Million Nine Hundred Thousand Pesos only (Php. 3,900,000.00).

2.2. The source of funding is the NGA, National Expenditure Program (Early Procurement Activity)

3. Bidding Requirements

The Bidding for the Project shall be governed by all the provisions of RA No. 9184 and its 2016 revised IRR, including its Generic Procurement Manual and associated policies, rules and regulations as the primary source thereof, while the herein clauses shall serve as the secondary source thereof.

Any amendments made to the IRR and other

GPPB issuances shall be applicable only to the ongoing posting, advertisement, or invitation to bid by the BAC through the issuance of a supplemental or bid bulletin.

The Bidder, by the act of submitting its Bid, shall be deemed to have inspected the site, determined the general characteristics of the contracted Works and the conditions for this Project, such as the location and the nature of the work; (b) climatic conditions; (c) transportation facilities; (c) nature and condition of the terrain, geological conditions at the site communication facilities, requirements, location and availability of construction aggregates and other materials, labor, water, electric power and access roads; and (d) other factors that may affect the cost, duration and execution or implementation of the contract, project, or work and examine all instructions, forms, terms, and project requirements in the Bidding Documents.

4. Corrupt, Fraudulent, Collusive, Coercive, and Obstructive Practices

The Procuring Entity, as well as the Bidders and Contractors, shall observe the highest standard of ethics during the procurement and execution of the contract. They or through an agent shall not engage in corrupt, fraudulent, collusive, coercive, and obstructive practices defined under Annex “I” of the 2016 revised IRR of RA No. 9184 or other integrity violations in competing for the Project.

5. Eligible Bidders

5.1. Only Bids of Bidders found to be legally, technically, and financially capable will be evaluated.

5.2. The Bidder must have an experience of having completed a Single Largest

Completed Contract (SLCC) that is similar to this Project, equivalent to at least fifty percent (50%) of the ABC adjusted, if necessary, by the Bidder to current prices using the PSA’s CPI, except under conditions provided for in Section 23.4.2.4 of the 2016 revised IRR of RA No. 9184.

A contract is considered to be “similar” to the contract to be bid if it has the major categories of work stated in the **BDS**.

5.3. For Foreign-funded Procurement, the Procuring Entity and the foreign government/foreign or international financing institution may agree on another track record requirement, as specified in the Bidding Document prepared for this purpose.

5.4. The Bidders shall comply with the eligibility criteria under Section 23.4.2 of the 2016 IRR of RA No. 9184.

6. Origin of Associated Goods

There is no restriction on the origin of Goods other than those prohibited by a decision of the UN Security Council taken under Chapter VII of the Charter of the UN.

7. Subcontracts

7.1. The Bidder may subcontract portions of the Project to the extent allowed by the Procuring Entity as stated herein, but in no case more than fifty percent (50%) of the Project.

The Procuring Entity has prescribed that:

Subcontracting is not allowed.

7.1. *[If Procuring Entity has determined that subcontracting is allowed during the bidding, state:]* The Bidder must submit together with its Bid the documentary

5.2. For this purpose, contracts similar to the Project refer to contracts which have the same major categories of work, which shall include: Earthworks, Removal of Existing Structures and Obstruction, Structure Excavation, Drainage and Slope Protection Structures, Reinforcing Steel bar, Structural Concrete, Pipe Culverts and Drainage Steel Grating with Frame

7.1. No further instruction

requirements of the subcontractor(s) complying with the eligibility criteria stated in **ITB** Clause 5 in accordance with Section 23.4 of the 2016 revised IRR of RA No. 9184 pursuant to Section 23.1 thereof.

7.2. *[If subcontracting is allowed during the contract implementation stage, state:]* The Supplier may identify its subcontractor during the contract implementation stage. Subcontractors identified during the bidding may be changed during the implementation of this Contract. Subcontractors must submit the documentary requirements under Section 23.1 of the 2016 revised IRR of RA No. 9184 and comply with the eligibility criteria specified in **ITB** Clause 5 to the implementing or end-user unit.

7.3. Subcontracting of any portion of the Project does not relieve the Contractor of any liability or obligation under the Contract. The Supplier will be responsible for the acts, defaults, and negligence of any subcontractor, its agents, servants, or workmen as fully as if these were the Contractor's own acts, defaults, or negligence, or those of its agents, servants, or workmen.

8. Pre-Bid Conference

The Procuring Entity will hold a pre-bid conference for this Project on the specified date and time and either at its physical address at Administration Conference Room, 2nd Floor Administration Building, Benguet State University, La Trinidad, Benguet and/or through videoconferencing/webcasting as indicated in the Invitation to Bid.

9. Clarification and Amendment of Bidding Documents

Prospective bidders may request for clarification on and/or interpretation of any part of the Bidding Documents. Such requests must

be in writing and received by the Procuring Entity, either at its given address or through electronic mail indicated in the **IB**, at least ten (10) calendar days before the deadline set for the submission and receipt of Bids.

10. Documents Comprising the Bid: Eligibility and Technical Components

10.1. The first envelope shall contain the eligibility and technical documents of the Bid as specified in **Section IX. Checklist of Technical and Financial Documents**.

10.2. If the eligibility requirements or statements, the bids, and all other documents for submission to the BAC are in foreign language other than English, it must be accompanied by a translation in English, which shall be authenticated by the appropriate Philippine foreign service establishment, post, or the equivalent office having jurisdiction over the foreign bidder's affairs in the Philippines. For Contracting Parties to the Apostille Convention, only the translated documents shall be authenticated through an apostille pursuant to GPPB Resolution No. 13-2019 dated 23 May 2019. The English translation shall govern, for purposes of interpretation of the bid.

10.3. A valid PCAB License is required, and in case of joint ventures, a valid special PCAB License, and registration for the type and cost of the contract for this Project. Any additional type of Contractor license or permit shall be indicated in the **BDS**.

10.4. A List of Contractor's key personnel (e.g., Project Manager, Project Engineers, Materials Engineers, and Foremen) assigned to the contract to be bid, with their complete qualification and experience data shall be provided. These

10. Eligibility and Technical Components

A. Legal Documents:

1. Valid PhilGEPS Registration Certificate – Platinum Membership (all pages); and
- *All licenses must be valid at the time of the opening of bids.*
2. Registration Certificate from SEC, DTI and CDA; and
3. Mayor's or Business permit issued by the City or Municipality where the principal place of business of the prospective bidder is located; and
4. Tax Clearance per E.O. No. 398, s. 2005 as finally reviewed and approved by BIR

B. Technical Documents

5. Statement of all ongoing government and private contracts, including contracts awarded but not yet started if any (format is in accordance with ITB 12.1 (ii), whether similar or not similar in nature and complexity to the contract to be bid
6. Statement of Single Largest Completed Contract (SLCC) equivalent to at least 50% of the ABC that is similar in nature to the contract to be bid, except under conditions under the rules; and
7. Valid PCAB License; or
8. Special PCAB License in case of **Joint Venture** and Registration for the type and cost of the contract to be bid; and
9. **Bid Security** shall be in any of the following form:
 - 9.1. The amount of not less than 2% of ABC if bid security is in Cash, or
 - 9.2. Surety bond equivalent to 5% of the ABC- Original copy of the Surety Bond with certification issued by the Insurance Commission; or
 - 9.3. Original copy of Notarized **Bid Securing Declaration**;

key personnel must meet the required minimum years of experience set in the **BDS**.

- 10.5. A List of Contractor's major equipment units, which are owned, leased, and/or under purchase agreements, supported by proof of ownership, certification of availability of equipment from the equipment lessor/vendor for the duration of the project, as the case may be, must meet the minimum requirements for the contract set in the **BDS**.

10. **Project Requirements** which shall include the following:

10.1. Organizational Chart for the contract to be bid;

10.2. List of Contractor's Key Personnel to be assigned to the contract to be bid with their complete qualification and experience data, updated PRC License and PTR

*** The minimum work experience requirements for key personnel are the following:*

- Key Personnel
- General Experience- 1 year
- Relevant Experience- 1 year

key personnel include:

- 1- Site Engineer
- 1- Materials Engineer
- 1- Construction Foreman

(Note: The above required technical personnel should be assigned solely for the project to ensure strict & close technical supervision during the project implementation.)

10.3. List of contractor's major units which are owned, leased, and/or under purchase agreements, supported by proof 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

******The minimum major equipment requirements are the following:***

- Equipment
- Capacity
- Number of Units

Equipment includes:

- 1-unit Backhoe (0.80cu.m./ 1.04 yd3);
- 1-unit Dump Truck (12 yd3);
- 1-unit Plate Compactor (5 Hp);
- 1-unit Jack Hammer;
- 1-unit Bar Cutter;
- 1-unit Bar Bender;
- 1-unit Concrete Vibrator;
- 1 unit One Bagger Mixer;
- 3 units Welding Machine

(Note: All pledged equipment should be in good working condition and solely for the project. The equipment will be checked

11. Documents Comprising the Bid: Financial Component

11.1. The second bid envelope shall contain the financial documents for the Bid as

during the post qualification)

10.4. Certificate of Site Inspection – *will only be issued by the University Architect/ End-user after the site inspection by the Authorize Managing Officer (AMO) or its technical personnel to be pledged for the project has been made. Affidavit of Site Inspection is not allowed.*

11. Original duly signed Omnibus Sworn Statement (OSS); and

12. If applicable, Original Notarized Secretary’s Certificate in case of a corporation, partnership, or cooperative; or a Special Power of Attorney of all venture giving full power and authority to its officer to sign OSS and do acts to represent the Bidder

c. Financial Documents

13. Audited Financial Statement stamped “received” by the BIR or its duly accredited and authorized institutions;

14. Latest Income and Business Tax Returns

15. Computation of Net Financial Contracting Capacity (NFCC)

***** All documents submitted by the bidder must have tab/tag.**

*** Bidders with incomplete required documents and expired licenses/ permits shall be disqualified.

10.3. None

10.4. The key personnel must meet the required minimum years of experience set below:

*** key personnel must have at least 1-year General and Relevant Experience; for the Construction Foreman, at least 3 years experience

11.1. The Financial Component (envelope B) shall contain the following:

<p>specified in Section IX. Checklist of Technical and Financial Documents.</p> <p>11.2. Any bid exceeding the ABC indicated in paragraph 1 of the IB shall not be accepted.</p> <p>11.3. For Foreign-funded procurement, a ceiling may be applied to bid prices provided the conditions are met under Section 31.2 of the 2016 revised IRR of RA No. 9184.</p> <p>12. Alternative Bids</p> <p>Bidders shall submit offers that comply with the requirements of the Bidding Documents, including the basic technical design as indicated in the drawings and specifications. Unless there is a value engineering clause in the BDS, alternative Bids shall not be accepted.</p> <p>13. Bid Prices</p> <p>All bid prices for the given scope of work in the Project as awarded shall be considered as fixed prices, and therefore not subject to price escalation during contract implementation, except under extraordinary circumstances as determined by the NEDA and approved by the GPPB pursuant to the revised Guidelines for Contract Price Escalation guidelines.</p> <p>14. Bid and Payment Currencies</p> <p>14.1. Bid prices may be quoted in the local currency or tradeable currency accepted by the BSP at the discretion of the Bidder. However, for purposes of bid evaluation, Bids denominated in foreign currencies shall be converted to Philippine currency based on the exchange rate as published in the BSP reference rate bulletin on the day of the bid opening.</p>	<p>1. Original of duly signed and accomplished Financial Bid Form;</p> <p>2. Original of duly Bid Prices in the Bill of Quantities;</p> <p>3. Duly accomplished Detailed Estimates Form, including a summary sheet indicating the unit prices of construction materials, labor rates, equipment rentals and other costs used in coming up with the Bid;</p> <p>4. Cash Flow by quarter</p> <p>5. Soft copy (e- copy) of the financial proposal saved in a CD to be included in the “original copy” of the bid in Envelope B.</p> <p>6. Printed Sample design of the billboard/signage (Print out of the signage)</p> <p>12. None</p>
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14.2. *Payment of the contract price shall be made in Philippine Pesos*

15. Bid Security

15.1. The Bidder shall submit a Bid Securing Declaration or any form of Bid Security in the amount indicated in the **BDS**, which shall be not less than the percentage of the ABC in accordance with the schedule in the **BDS**.

15.2. The Bid and bid security shall be valid for one hundred twenty days from date of opening. Any bid not accompanied by an acceptable bid security shall be rejected by the Procuring Entity as non-responsive.

16. Sealing and Marking of Bids

Each Bidder shall submit one copy of the first and second components of its Bid.

The Procuring Entity may request additional hard copies and/or electronic copies of the Bid. However, failure of the Bidders to comply with the said request shall not be a ground for disqualification.

If the Procuring Entity allows the submission of bids through online submission to the given website or any other electronic means, the Bidder shall submit an electronic copy of its Bid, which must be digitally signed. An electronic copy that cannot be opened or is corrupted shall be considered non-responsive and, thus, automatically disqualified.

17. Deadline for Submission of Bids

The Bidders shall submit on the specified date and time and either at its physical address indicated in the Invitation to Bid.

15.1. The bid security shall be in the form of the following:

- a. Bid Securing Declaration; or
- b. The amount of not less than 2% of ABC if bid security is in Cash, or
- c. The amount of not less than 5% of ABC if bid security is in Surety Bond

16. *Each Bidder shall submit one (1) original copy and two (2) certified photocopies, marked as "original", "copy 1", and "copy 2" respectively of the first and second component of its bid.*

18. Opening and Preliminary Examination of Bids

18.1. The BAC shall open the Bids in public at the time, on the date, and at the place specified in the Invitation to Bid (**IB**). The Bidders' representatives who are present shall sign a register evidencing their attendance. In case videoconferencing, webcasting or other similar technologies will be used, attendance of participants shall likewise be recorded by the BAC Secretariat.

In case the Bids cannot be opened as scheduled due to justifiable reasons, the rescheduling requirements under Section 29 of the 2016 revised IRR of RA No. 9184 shall prevail.

18.2. The preliminary examination of Bids shall be governed by Section 30 of the 2016 revised IRR of RA No. 9184.

19. Detailed Evaluation and Comparison of Bids

19.1. The Procuring Entity's BAC shall immediately conduct a detailed evaluation of all Bids rated "*passed*" using non-discretionary pass/fail criteria. The BAC shall consider the conditions in the evaluation of Bids under Section 32.2 of 2016 revised IRR of RA No. 9184.

19.2. If the Project allows partial bids, all Bids and combinations of Bids as indicated in the **BDS** shall be received by the same deadline and opened and evaluated simultaneously so as to determine the Bid or combination of Bids offering the lowest calculated cost to the Procuring Entity. Bid Security as required by **ITB** Clause 16 shall be submitted for each contract (lot) separately.

19.3. In all cases, the NFCC computation

19.2. Partial bids are not allowed. The infrastructure project is packaged in a single lot and the lot shall not be divided into sub-lots for the purpose of bidding, evaluation, and contract award.

pursuant to Section 23.4.2.6 of the 2016 revised IRR of RA No. 9184 must be sufficient for the total of the ABCs for all the lots participated in by the prospective Bidder.

20. Post Qualification

Within a non-extendible period of five (5) calendar days from receipt by the Bidder of the notice from the BAC that it submitted the Lowest Calculated Bid, the Bidder shall submit its latest income and business tax returns filed and paid through the BIR Electronic Filing and Payment System (eFPS), and other appropriate licenses and permits required by law and stated in the **BDS**.

21. Signing of the Contract

The documents required in Section 37.2 of the 2016 revised IRR of RA No. 9184 shall form part of the Contract. Additional Contract documents are indicated in the **BDS**.

20. For expediency: *Latest Income and Business tax returns is to be included in the Eligibility Requirement*

21. Additional contract documents relevant to the Project that may be required by existing laws and/or the Procuring Entity. The winning bidder must submit the following documents:

- a. *PERT/CPM;*
- b. *Construction Safety and Health Program duly approved by DOLE;*
- c. *Construction Schedule and S-Curve;*
- d. *Equipment Utilization Schedule;*
- e. *Manpower Schedule;*
- f. *Construction Methods;*
- g. *Constructor's All Risk Insurance (CARI)*