

BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE (BAC-I)

**BIDDING FOR THE CONSTRUCTION OF
BONIFACIO SOUTH MAIN BOULEVARD PROJECT**

BID BULLETIN NO. 3

This Bid Bulletin clarifies queries raised during the Pre-Bid Conference held last 21 September 2018, and modifies/clarifies some provisions in the Bidding Documents, and other matters relative to the aforementioned project.

1. Queries/Questions by Prospective Bidders

| Issues Raised | Clarifications |
|---|---|
| 1. Whether subcontracting the construction and design of the project is allowed? | Yes. Up to 50% of project construction and 100% of the project design can be subcontracted by the winning bidder/contractor for the Project. |
| 2. Whether the Subcontractor is also required to submit the requirements required for the Joint Venture (JV) Partner? | Yes. When subcontracting the design, the designer should comply with the same eligibility requirements as that of the Contractor. The Contractor and the Designer should enter into a subcontracting agreement on their engagement as such for the Project. In case of JV or subcontracting between a Contractor and a Designer, the Contractor should have one (1) completed contract for the construction with the contract amount of at least 50% of the Approved Budget for the Contract (ABC), while the design partner should have one (1) completed design project for a project which costs at least 50% of the ABC. |
| 3. Whether the Bidders can already purchase the design specifications and plans for the project even before they are determined as qualified bidders? | Yes. The bidding documents are available until 12:00 noon of 22 October 2018 which includes the design specifications and plans for the Project. |

| | |
|--|---|
| 4. Whether a Designer should be a JV Partner of the Contractor or could be an external consultant of the JV? | A Contractor with a completed design and build contract in the amount of at least 50% of the ABC can participate in the bidding and may subcontract the design after the award. If the Contractor has no similar design experience, the Contractor should enter into a Joint Venture or Consortium with a Designer. |
| 5. Whether the expenses for the demolition of project affected structures/facilities are already included in the ABC? | Yes. The participating bidders should consider in their cost estimates the expenses that will be incurred in the demolition of the Project-affected structures/facilities. Likewise, the participating bidders should consider the relocation of affected utilities in their cost estimates. |
| 6. Whether the winning bidder of the Project would still be allowed to participate in the bidding of future BCDA projects? | Yes. The winning Bidder/Contractor of the Project can still participate in the bidding of future BCDA projects. Likewise, Contractors with existing contract/s with BCDA can still participate in the bidding of the Project. |

2. Modifications on Provisions under Bid Data Sheet (BDS), General Conditions of the Contract (GCC), and Special Conditions of Contract (SCC):

| Item | Original Provision | Revised Provision |
|-------------|--|--|
| BDS 5.49(b) | No further instructions. For this purpose, similar contracts shall refer solely to completed road projects . | <i>Prospective bidders must have completed a similar project, both in design and construction, with a contract amount of not less than 50% of the ABC;</i> <i>or a <u>combination</u> of one (1) completed similar construction project with a contract amount of at least 50% of the ABC and one (1) completed design project for a project which costs at least 50% of the ABC.</i> For this purpose, similar contracts shall refer solely to completed road projects . |

ah

m

mb

h

g

| | | |
|--|--|--|
| GCC 40.2 (b) (from GPPB Resolution 07-2018) | Portion of the advance payment to be recouped for the month. | Portion of the advance payment to be recouped. |
| GCC 40.4 (from GPPB Resolution 07-2018) | The first progress payment may be paid by the Procuring Entity to the Contractor provided that at least twenty percent (20%) of the work has been accomplished as certified by the Procuring Entity's Representative. | Please refer to SCC 40.4 regarding Milestone Payments. |
| SCC 2.2 | There shall be no sectional completion of the Project. | Notwithstanding that there is a modified payment scheme which allows milestone payment per segment, there shall be no sectional/segmental/partial completion of the Project. Completion of the Project shall refer to the completion of the whole scope of works, which shall be the basis of the issuance of the Certificate of Project Completion. |
| SCC 39.1 | The Winning Bidder/Contractor may request for an advance payment in an amount not exceeding fifteen percent (15%) of the total contract price which will be divided into two (2) payments: 1. Five percent (5%) of the contract price upon issuance of the Notice to Proceed; and 2. Ten percent (10%) of the contract price upon issuance of the Notice to Proceed with the construction. | The Winning Bidder/Contractor may request for an advance payment in an amount not exceeding eleven percent (11%) of the total contract price which will be divided into two (2) installments: 1. 2% of the contract price upon contract signing and issuance of the Notice to Proceed; 2. 9% of the contract price upon approval by BCDA of the design and issuance of the Notice to Start Construction. |

Handwritten marks and signatures: *mb*, *1/6*, *in*, *in*, *in*, *in*

| | | |
|---|---|---|
| <p>SCC 40.4</p> <p>(from GPPB Resolution 07-2018, changed from the 2nd entry of SCC 39.1)</p> <p><i>The provision originally referred to as 40.1 under SCC of the Bidding Document is now deleted.</i></p> | <p>Progress Payments shall be made through a modified scheme upon completion of the following milestones per Segment:</p> <ol style="list-style-type: none"> 1. 25% of the actual accomplishment per Segment. 2. 50% of the actual accomplishment per Segment. 3. 75% of the actual accomplishment per Segment. 4. 100% of the actual accomplishment per Segment. | <p>Progress Payments shall be made through a modified scheme upon completion on a milestone basis per Segment:</p> <ol style="list-style-type: none"> 1. Pasong Tamo Widening Segment 2. Access Road 1 Segment 3. Navy Village Segment 4. Bonifacio South Pointe 5. Philippine Army Segment 6. NAMRIA Segment <ol style="list-style-type: none"> a. First milestone shall be 25% actual accomplishment of the segment. b. Second milestone shall be the next 25% actual accomplishment corresponding to a cumulative 50% actual accomplishment of the segment. c. Third milestone shall be the next 25% actual accomplishment corresponding to a cumulative 75% actual accomplishment of the segment. d. Fourth milestone shall be the next 25% actual accomplishment corresponding to a cumulative 100% actual accomplishment of the segment. <p>The Winning Bidder can work on one or more segments at the same time but progress payments shall still be in accordance with the milestones above-stated.</p> <p><i>Contract Price Escalation shall be governed by the Revised Guidelines for Contract Price Escalation of the RA. 9184 Appendix 15</i></p> |
|---|---|---|

3. Reminders and Other Clarifications from BAC-I

- a. A consortium or Joint Venture is allowed to bid for the project but at least 75% of the interest of which shall belong to Filipino citizens. A foreign bidder is allowed to bid but its interest in the JV or Consortium must only be up to 25%.
- b. Prospective Bidders must have at least a license category "AAA" and a license classification "Large B" from Philippine Contractors Accreditation Board (PCAB) for General Engineering. A Special PCAB License is required for JV, and all JV partners must secure a PCAB License. On the other hand, in the case of a Consortium, PCAB requires PCAB License only for at least one company or partner in a Consortium and

m
Libre

iv

it is the Constructor which shall possess the PCAB License. Consortium means there is a constructor, a financier, or a supplier.

- c. Contract period is Thirty Six (36) months.
- d. The bidders must be registered with PhilGEPS under Platinum Membership, otherwise the bidders will be rated "FAILED" which shall result in declaring them as "INELIGIBLE". However, per GPPB Circular No. 07-2017, prospective bidders may opt to submit their PhilGEPS Certificate of Registration or their Class "A" Eligibility Documents, or a combination thereof, during the bid submission. The Platinum Membership remains as a post-qualification requirement to be submitted in accordance with Section 34.2 of the 2016 Revised IRR of RA 9184.
- e. Visiting or calling the members of the BAC-I the TWG, the Secretariat (except for administrative matters relating to the project), or anyone working for BCDA is not allowed and will not be entertained. All queries should be addressed to the BAC-I Chairperson and emailed to the Secretariat. In some cases where it is necessary to talk to the Secretariat for a query, e.g., involving or pointing to a design, said query shall always be followed with a written query addressed to the BAC-I Chairperson, and then e-mailed to the BAC Secretariat.
- f. The bid documents can be accessed in the PhilGEPS and BCDA Websites. Those who have purchased the Bid Documents will be provided with soft copy of the same (PDF Format) and editable forms.
- g. The bidders must purchase the bid documents before they are allowed to submit their bids. They can still purchase the document until the deadline for bid submission.
- h. The **deadline for the submission of Eligibility/Technical Documents and Financial Proposals** for the Bidding for the Construction of Bonifacio South Main Boulevard is on **October 22, 2018 at 1:00 PM** at the BCDA Central Receiving and Releasing Area (CRRA) located at the 2nd Floor, Bonifacio Technology Center, 31st St. cor. 2nd Avenue Bonifacio Global City, Taguig City. **Late bids or those submitted after 1:00 PM of October 22, 2018 shall not be accepted.**
- i. Bidders may submit their bid proposal a day before the deadline for bid submission to avoid the possibility of being late for submission.
- j. The computer system clock at the CRRA that is set to Philippine Standard Time (PhST) shall be used as reference in determining the time for the submission of bids. Hence, participating bidders are advised to synchronize their timepieces with the said computer system clock.
- k. The **Opening of the Eligibility/Technical Documents** for the Bidding for the Construction of Bonifacio South Main Boulevard is on **October 22, 2018 at 1:30 PM** at the BCDA Corporate Center, 2nd Floor, Bonifacio Technology Center, 31st St. cor. 2nd Avenue Bonifacio Global City, Taguig City.

W
Antin

AS

gn

gn

- l. The **Opening of Financial Proposals** for the Bidding for the Construction of Bonifacio South Main Boulevard is on **November 5, 2018 at 10:00 AM** at BCDA Corporate Center, 2nd Floor, Bonifacio Technology Center, 31st St. cor. 2nd Avenue Bonifacio Global City, Taguig City.
- m. Bids will be opened in the presence of the Bidders. However, the Bidders' attendance during the Opening of Bids is not compulsory but it is advised that Bidders send their representative to assist the BAC-I and answer clarifications, if any.
- n. Each and every page of the Financial Bid Form/s must be appropriately signed by the bidders or the bidder's authorized representative. The duly-notarized authorization should also be attached. **Failure to do so shall be a ground for the rejection of the Bid.**
- o. The BAC expects the bidders to exercise due diligence in going through the bidding documents to be able to prepare their bids intelligently.
- p. The bidders are requested to use tabs in compiling their bid documents for quick and easy identification and verification.
- q. The computation of the bid security shall be based on the Approved Budget for the Contract (ABC).
- r. All licenses, permits and other required clearances **should be valid at the time of the submission of bids, Post-Qualification evaluation, and signing of the contract.**
- s. The following documents are required to be NOTARIZED:
 - i. Omnibus Sworn Statement;
 - ii. Bidder's Representative Authorization (as provided in Paragraph 2 of the Omnibus Sworn Statement); and
 - iii. Bid Securing Declaration.
- t. The bidders may submit a notarized Bid Securing Declaration in lieu of other forms of bid security. It is important to note, however, that although the Bid Securing Declaration does not require cash, its enforcement will include automatic blacklisting and payment of certain fines in the event that the bidder violates any of the conditions set forth in the bidding documents.
- u. The bid should not be more than the ABC, otherwise the bidder will be disqualified.
- v. The Net Financial Contracting Capacity (NFCC) Computation should be based on the Audited Financial Statements for the years 2016 and 2017 using the computation provided in paragraph 5.5 of the Instruction to Bidders, and should be at least equivalent to the (ABC).









- w. BCDA reserves the right to waive minor defects in forms and requirement as long as they do not affect the genuineness and authenticity of the documents submitted.
- x. BCDA reserves the right to accept or reject any bid, to annul the bidding process, and to reject all bids at any time prior to contract award, without thereby incurring any liability to the affected bidder or bidders.

Attached is the revised Timetable of Bidding Activities.

All provisions, conditions and statements in the bidding documents inconsistent with this Bid Bulletin are either modified or rendered ineffective, as the case may be.

Issued on 3rd October 2018.

BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE (BAC-I)


AILEEN ANUNCIACION R. ZOSA
Chairperson

[Handwritten marks and signatures at the bottom of the page]

TIMETABLE OF BIDDING ACTIVITIES*

| No. | ACTIVITIES | DATE/SCHEDULE (2018) |
|------------|---|---|
| 1 | Pre-Procurement Conference | September 7 |
| 2 | Posting / Publication (Website, PhilGEPS, BCDA Premises & Newspaper) | September 15 (Newspaper) September 15 to 21 (PhilGEPS and BCDA Websites) |
| 3 | Issuance of Bid Documents | September 17 to October 19 (8:00am to 5:00pm except Saturdays, Sundays & Holidays) and October 22 (8:00am to 12:00nn) |
| 4 | Pre-Bid Conference | September 21 (9:00 am) |
| 5 | Deadline for Request for Clarification, if any | October 12 (5:00pm) |
| 6 | Last day for the Issuance of Supplemental/Bid Bulletin, if any | October 15 |
| 7 | Deadline for Submission of the following: • Eligibility/Technical Documents • Financial Proposal | October 22 (1:00 pm) |
| 8 | Opening of the Eligibility Documents | October 22 (1:30pm) |
| 9 | Bid Evaluation (TWG's detailed evaluation of the submitted Technical Proposal) | October 23 to 25 |
| 10 | Issuance of Notice of Opening of Financial Proposals to bidders who passed the Technical Bid Evaluation | Not later than October 26 |
| 11 | Opening of Financial Proposals | November 5 (10:00am) |
| 12 | Detailed Evaluation of Financial Proposal | November 6 |
| 13 | Determination and Declaration of the Bidder with Lowest Calculated Bid (LCB) | Not later than November 7 |
| 14 | Issuance of Notice to the Bidder with LCB Advising on the Conduct of Post-Qualification | Not later than November 7 |

dh

mf

z

gv

W

| | | |
|----|--|----------------------------|
| 15 | Post Qualification of the Bidder with LCB | November 8 to 16 |
| 16 | Deliberation of Results of Post Qualification and Determination of the Bidder with Lowest Calculated and Responsive Bid (LCRB) | Not later than November 19 |
| 17 | Issuance of BAC Recommendation to HOPE for approval of the Bidder with LCRB | Not later than November 20 |
| 18 | Issuance of Notice to Losing Bidders | Not later than November 20 |
| 19 | Approval of BAC Resolution and Issuance of Notice of Award | November 23 |
| 20 | Contract Preparation and Signing/Approval | November 26 to 28 |
| 21 | Issuance of Notice to Proceed | November 29 |

****Subject to change***

21

Adm

18

[Signature]

91