

**BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE PROJECTS  
(BAC-I)**

**Construction of New Clark City (NCC) Connecting Road Package 2  
(Industrial Area, Virology Institute, BSP Complex)**

**RESOLUTION NO. 2023-009**

**Declaration of Lowest Calculated and Responsive Bid (LCRB)**

**WHEREAS**, the **BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA)**, through the 2023 General Appropriations Act, has put on bid the **Contract for the Construction of New Clark City (NCC) Connecting Road Package 2 (Industrial Area, Virology Institute, BSP Complex)**, with an Approved Budget for the Contract (ABC) in the sum of **Pesos: Two Billion One Hundred Fifty Million Two Hundred Ninety-Four Thousand One Hundred Twenty-One and 20/100 (Php 2,150,294,121.20)**, inclusive of all applicable taxes and fees;

**WHEREAS**, the BAC-I, through its Secretariat, advertised the Invitation to Bid on 23 August 2023 on the following platforms:

- a. DBM Philippine Government Electronic Procurement System (PhilGEPS);
- b. BCDA Website; and
- c. In a conspicuous place reserved for the purpose in the premises of BCDA.

**WHEREAS**, eighteen (18) bidders submitted their bids prior to the set deadline of submission of bids for the project on 12 October 2023 at 9:00am;

**WHEREAS**, on 12 October 2023, the first envelopes which contained the Eligibility and Technical Requirements of the aforementioned eighteen (18) bidders were opened and subjected to preliminary examination by determining the presence or absence of the required documents using "pass/fail" criteria.

**WHEREAS**, during the said preliminary evaluation and after checking the sufficiency of the required documents as regards their presence or absence, the BAC-I declared the Technical Proposals of five (5) bidders as "failed" due to

the absence of the required documents or non-compliance with the requirements provided under the bidding documents for the project, Republic Act (R.A.) No. 9184 and its Revised Implementing Rules and Regulations (RIRR), to wit:

| <b>BIDDERS</b>  | <b>NON-COMPLIANCE</b>   |
|---|---|
| Grace Construction Corporation/China Harbor Engineering Company Joint Venture       | Tax Clearance under Annex "A" of the submitted PhilGEPS Certificate of Registration of China Harbor Engineering Company expired last 29 September 2023, which is non-compliant with Section I (a) of the Checklist of Technical and Financial Documents, Government Procurement Policy Board (GPPB) Resolution No. 15-2021, and Section 8.5.2 of the RIRR of R.A. 9184.                 |
| Eddmari Construction and Trading  | PCAB License submitted by Eddmari Construction and Trading expired last June 30, 2023, which is non-compliant with Section 10.3 of the Instruction to Bidders, and Section 8.5.2 of the RIRR of R.A. 9184.  |
| New San Jose Builders, Inc.   | PhilGEPS Registration submitted by New San Jose Builders, Inc. expired last 13 September 2023, while under its Annex "A", Tax Clearance expired last 19 July 2023 and PCAB License expired last 30 July 2023 which are non-compliant with Section I (a) of the Checklist of Technical and Financial Documents, GPPB Resolution No. 15-2021, and Section 8.5.2 of the RIRR of R.A. 9184. |
| SCP Construction / China Construction First Group Corporation Limited Joint Venture | Tax Clearance under Annex "A" of the submitted PhilGEPS Certificate of Registration of China Construction First Group Corporation Limited expired last 21 September 2023, which is non-   |



|   |  |
|---|--|
|   | <p>compliant with Section I (a) of the Checklist of Technical and Financial Documents, GPPB Resolution No. 15-2021, and Section 8.5.2 of the RIRR of R.A. 9184.</p> <p>Bid Securing Declaration submitted by the Joint Venture is unsigned, which is non-compliant with Section 27.5 of the RIRR of R.A. 9184 and ITB Clause 15.1 of the Bid Data Sheet.</p> |
| <p>Marcbilt Construction Inc/21th Construction Development Corporation/China Construction Third Engineering Bureau Co. Consortium</p> | <p>Consortium failed to submit a valid Special PCAB License, which is non-compliant with Section 10.3 of the Instruction to Bidders, Section I(d) of the Checklist of Technical and Financial Documents, Section 38 of R.A. No. 4566, and Section 4.6(d) of the Implementing Rules and Regulations of R.A. No. 4566.</p>                                     |

**WHEREAS**, the second envelopes which contained the Financial Proposals of the thirteen (13) bidders, who “passed” the preliminary examination of the eligibility/technical requirement, were opened and were likewise subjected to a preliminary evaluation by determining the presence or absence of the required documents using “pass/fail” criterion.

**WHEREAS**, the Financial bid of the Joint Venture of Equi-Parco Construction Company and Northern Builders was rated as “failed” as its bid price exceeded the ABC for this project which is in violation of Section 11.2 of the Instruction to Bidders and Section 31.1 of the RIRR of R.A. 9184.

**WHEREAS**, the total bid prices of the remaining twelve (12) proponents, who were rated “passed” using non-discretionary pass/fail criteria for both the Technical and Financial Proposals, were read and ranked in ascending order. Below are the bid amounts (as read) of the 12 proponents:

| BIDDERS                       | BID AMOUNT (AS READ) | RANKING |
|-------------------------------|----------------------|---------|
| Positive Builders and Trading | 1,432,463,983.63     | 1       |

| BIDDERS   | BID AMOUNT<br>(AS READ) | RANKING |
|---|-------------------------|---------|
| Almeria International Construction Corporation  | 1,631,537,255.78        | 2       |
| Sta. Clara International Corp.  | 1,677,112,398.21        | 3       |
| J. C. Rodriguez Construction Corporation/A.M. Oreta and Co. Inc.  | 1,680,000,000.00        | 4       |
| J.H. Pajara Construction Corporation /<br>C. Bros Construction (Joint Venture)                          | 1,694,716,075.95        | 5       |
| Infrahub Construction & Development Corporation/J.S. Rabano Construction & Supply, Inc. (Joint Venture) | 1,754,387,718.81        | 6       |
| J.D. Legaspi Construction   | 1,840,580,836.40        | 7       |
| R.D. Policarpio and Co. Inc.  | 1,894,794,442.86        | 8       |
| Phesco, Incorporated  | 1,918,062,344.87        | 9       |
| Orani Construction and Supply Corporation   | 1,958,487,885.59        | 10      |
| A.V. Pamatong Trading and Construction Inc.   | 1,962,230,284.94        | 11      |
| C.M. Pancho Construction, Inc.  | 1,988,011,488.65        | 12      |

**WHEREAS**, Section 32.2 of the RIRR of R.A. 9184 provides that, “For the procurement of Goods and Infrastructure Projects, the BAC shall evaluate the financial component of the bids to determine the Lowest Calculated Bid... xxx”.

**WHEREAS**, On 13-17 October 2023, the BAC-I Technical Working Group (TWG) conducted the detailed evaluation of the Financial Component of the bids of the aforementioned 13 proponents in accordance with Section 32.2 of the RIRR of R.A. 9184 .



**WHEREAS**, after careful evaluation and thorough deliberations of the Financial component of the submitted bids, the following bidders were rated “Failed” due to the following reasons:

| BIDDERS                                     | NON-COMPLIANCE   |
|---|--|
| Orani Construction and Supply Corporation   | Bidder changed the quantity of Item No. 511 (3) in the Bill of Quantities, which is in violation of Section 32.2.1 (b) of the RIRR of R.A. 9184. |
| A.V. Pamatong Trading and Construction Inc. | Bidder changed the quantity of Item No. 511 (3) in the Bill of Quantities, which is in violation of Section 32.2.1 (b) of the RIRR of R.A. 9184. |

**WHEREAS**, the financial proposal of the ten (10) bidders which were rated as “Passed” are ranked in ascending order based on their financial bids or total bid price as calculated, evaluated, and/or corrected for computational errors, to identify the bidder with the Lowest Calculated Bid (LCB) and their order in the post-qualification process pursuant to Section 34 of the RIRR of R.A. 9184, to wit:

| BIDDERS   | BID AMOUNT<br>(AS CALCULATED) | RANKING |
|---|-------------------------------|---------|
| Positive Builders and Trading   | 1,432,463,982.50              | 1       |
| Almeria International Construction Corporation                                    | 1,631,541,246.21              | 2       |
| Sta. Clara International Corp.  | 1,677,118,164.08              | 3       |
| J. C. Rodriguez Construction Corporation/A.M. Oreta and Co. Inc.                  | 1,680,004,546.24              | 4       |
| J.H. Pajara Construction Corporation<br>/<br>C. Bros Construction (Joint Venture) | 1,694,714,337.14              | 5       |

|   |                  |    |
|---|------------------|----|
| Infracub Construction & Development Corporation/J.S. Rabano Construction & Supply, Inc. (Joint Venture) | 1,754,391,306.04 | 6  |
| J.D. Legaspi Construction   | 1,840,578,052.70 | 7  |
| R.D. Policarpio and Co. Inc.  | 1,894,793,390.18 | 8  |
| Phesco, Incorporated  | 1,918,057,101.08 | 9  |
| C.M. Pancho Construction, Inc.  | 1,988,124,660.99 | 10 |

**WHEREAS**, on 20 October to 27 October 2023, the BAC-I TWG conducted the Post-Qualification on Positive Builders and Trading pursuant to Section 34 of the RIRR of R.A. 9184;

**WHEREAS**, on 27 October 2023, the BAC-I TWG initially presented the Post-Qualification Report on Positive and Trading. The results of the post-qualification presented the following findings as shown in the table below:

| RA 9184 REQUIREMENT                         | FINDINGS            |
|---|---------------------|
| Legal Documents                             | No adverse findings |
| Technical Documents                         | No adverse findings |
| Financial Documents                         | No adverse findings |
| Additional Documents Required per R.A. 9184 | No adverse findings |

**WHEREAS**, the BAC-I Members directed the TWG to conduct validation on equipment as presented by Positive Builders and Trading under purchase agreement. The TWG is further directed to present the result of the conduct of its verification;

**WHEREAS**, on 27 October 2023, the BAC-I TWG conducted validation of purchase agreements for equipments as declared by Positive Builders and Trading in their technical submission;



**WHEREAS**, on 27 October 2023, in order to give the TWG sufficient time to verify and validate the submitted documents, declared projects, and pledged equipment of the bidder with the LCB, the BAC-I issued Bid Bulletin No. 6, revising the schedule of bidding activities for the project, to wit:

|  |                                       |
|--|---------------------------------------|
| Post-Qualification of the Bidder with LCB                                    | October 20, 2023 to November 03, 2023 |
| Determination of the Bidder with the Lowest Calculated Responsive Bid (LCRB) | not later than November 03, 2023      |
| Issuance of Notice to Losing Bidders   | not later than November 03, 2023      |
| Approval of BAC Resolution declaring LCRB                                    | not later than November 10, 2023      |
| Approval and Issuance of Notice of Award                                     | not later than November 15, 2023      |
| Contract Preparation, Approval and Signing                                   | not later than November 25, 2023      |
| Issuance of Notice to Proceed  | not later than December 01, 2023      |

Bid Bulletin No. 6 was posted on the BCDA website and at a conspicuous place in the premises of BCDA;

**WHEREAS**, on 03 November 2023, the BAC-I deliberated the results of the Post-Qualification based on the findings as shown in the table above and the results of the conduct of verification.

**NOW, THEREFORE**, We, the Members of the Bids and Awards Committee for Infrastructure Projects, hereby RESOLVE as it is hereby RESOLVED the following:

1. To declare **Positive Builders and Trading** as the Lowest Calculated and Responsive Bidder (LCRB) for the Construction of New Clark City (NCC) Connecting Road Package 2 (Industrial Area, Virology Institute, BCP Complex); and,

2. To recommend to the BCDA President and CEO the award of the contract to **Positive Builders and Trading** with the amount of **One Billion Four Hundred Thirty-Two Million Four Hundred Sixty-Three Thousand Nine Hundred Eighty-Two Pesos & 50/100 (P1,432,463,982.50)**, inclusive of VAT and all applicable government taxes and fees.

RESOLVED, at the BCDA Corporate Center, this 3rd day of November 2023.

**BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE**

  
11.03.2023  
**ATTY. GISELA Z. KALALO**  
Chairperson

  
**ENGR. MARK P. TORRES**  
Member

  
**SAMUEL JOHN L. VIDALLON**  
Member

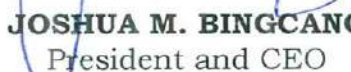
  
**ENGR. VERGEL Q. PARAS**  
Member

*on leave*  
  
**ENGR. RYAN S. GALURA**  
Member

  
**ENGR. EDUARDO R. ROSQUETA**  
Provisional Member

  
**ENGR. HANS CRISTIAN P. VARGAS**  
Provisional Member

Approved by:

  
**JOSHUA M. BINGCANG**  
President and CEO

