

**MINUTES OF THE MEETING  
BRANCH BIDS AND AWARDS COMMITTEE (BBAC) CF-OLONGAPO  
PRE-BID CONFERENCE  
DECEMBER 10, 2020 (THURSDAY), 1:00 P.M.  
SBAM'S OFFICE, CASINO FILIPINO-OLONGAPO  
#580 JB RICHWELL BLDG. RIZAL AVENUE, WEST TAPINAC, OLONGAPO**

**AGENDA :**                   **PRE-BID CONFERENCE  
PROCUREMENT F & B SERVICE PROVIDER FOR CASINO  
PLAYERS/GUESTS FOR CF-OLONGAPO  
Approved Budget for the Contract (ABC)  
₱4,300,000.00  
VAT-Exclusive, Zero-Rated Transaction**

**PRESENT :**

Ruben M. Racelis Jr.	Chairman, SBAM-PLFM
Erlinda M. Yenke	Member, SBAM-ADMIN-FINANCE
Eliseo D. Peña	Member, STO
Norman R. Nicanor	Member, A/SSO
Brix P. Nabunat	Member, A/SSO
Jovito Y. Bautista Jr.	End-user, SM
Ronnie O. Junio	End-user, COM
Cesar G. Abiera	TWG, PM
Erwin R. Lusung	TWG, SOO II
Jasmin M. Rondon	TWG, CA II
Allan D. Ocampo	Assist. Procurement Officer
Domingo A. Celle III	Procurement Staff II

**BIDDERS PRESENT:** Jan Christopher Santos                   Olongapo Wimpy's Food  
Plaza & Pub House

**1.0. CERTIFICATION OF QUORUM**

The Procurement Section (PS), acting as the Branch Bids and Awards Committee (BBAC) Secretariat, certified that there is a quorum.

**2.0. CALL TO ORDER**

The meeting was called to order at 1:50 p.m. by the BBAC Chairman, Mr. Ruben M. Racelis.

**3.0. PURPOSE**

- 3.1. To explain in detail the contents of the Bidding Documents for the project to be provided to the bidders.
- 3.2. To answer queries the bidders want to clarify relative to the documents issued to them.

#### 4.0. INTRODUCTION

- 4.1. The Chairman acknowledged the presence of the lone prospective bidder.
- 4.2. He also welcomed any clarifications/queries the prospective bidders may ask relative to the project so that any issues raised may be immediately settled.

#### 5.0. DISCUSSION

The following were given emphasis by the BBAC Secretariat:

- a. The bidders shall not submit a bid beyond the Approved Budget for the Contract amounting to Four Million Three Hundred Pesos (₱4,300,000.00) VAT-Exclusive, Zero -Rated Transaction.
- b. The bidders shall submit bids in two (2) separate sealed bid envelopes. The first (1<sup>st</sup>) envelope shall contain the Eligibility Documents and Technical Component of the bid while the second (2<sup>nd</sup>) envelope shall contain the Financial Component of the bid. Each component shall be in four (4) sets properly marked as “original” / “copy no. 1” / “copy no. 2” / “copy no. 3”. Each set shall be sealed in separate envelopes. The envelopes of the original copy of the Technical Components and Financial Components should be sealed in an outer envelope marked as “**ORIGINAL BID**”; the envelopes of Copy No. 1 of both components should also be sealed in an outer envelope marked as “**COPY NO. 1**”, Copy No. 2 and Copy No. 3. The envelopes containing the original and copies shall then be enclosed in one single envelope.
- c. The appropriate forms provided in Section VIII. Bidding Forms must be completed **without any alterations to their format, and no substitute form shall be accepted**. All blank spaces shall be filled in with the information requested. The bid, except for un-amended printed literature, shall be signed, and each and every page thereof shall be initialled, by the duly authorized representative/s of the Bidder. Any interlineations, erasures, or overwriting shall be valid only if they are signed or initialled by the duly authorized representative/s of the bidder.
- d. Late bids will not be accepted.
- e. Modification and withdrawal of bids is not allowed after the deadline for the submission and receipt of bids.
- f. All financial proposals must be VAT- Exclusive, Zero-Rated Transaction.
- g. During the opening of bids, all documents shall be checked against a checklist of required documents to ascertain if they are all present, using a

non-discretionary “pass/fail” criterion. If a bidder submits the required document, it shall be rated as “Passed” for that particular requirement. Failure to include any requirement or incomplete or patently insufficient shall be considered as “Failed.”

- h. A Bid Bulletin shall be issued in case there are changes in any of the provisions of the Bidding Documents for the project. Copies of the Supplemental Bid Bulletin can be downloaded from the websites of the Philippine Amusement and Gaming Corporation (PAGCOR) and the Philippine Government Electronic Procurement System (PhilGEPS). On the other hand, as additional assistance from PAGCOR, the BBAC Secretariat will transmit copies of the Supplemental Bid Bulletin to all bidders who have already purchased the Bidding Documents either through fax or electronic mail.
- i. All pages of the submittals shall be initialled by the authorized signatory.
- j. The Financial Bid Forms should be duly signed by the authorized signatory.
- k. All the submittals shall be evaluated and verified during the post-qualification. Falsification of documents will result to disqualification.
- l. The First (1<sup>st</sup>) Bid Envelope (Eligibility Documents and Technical Component) must contain the following:
  - l.1 Bidders shall submit a valid PhilGEPS Certificate of Registration and Platinum Membership in accordance with Section 8.5.2 of the 2016 Revised IRR of RA 9184, if registered under the Platinum category, provided that all of the eligibility documents submitted to PhilGEPS are maintained and updated; or

In case any of the eligibility documents submitted to PhilGEPS is not updated, combination of a PhilGEPS Certificate of Registration and Platinum Membership, with any of the valid/updated Class “A” Eligibility Documents shall be submitted:

- i. Securities and Exchange Commission (SEC) Registration Certificate for corporations, partnerships and/or joint ventures, Department of Trade and Industry (DTI) Registration Certificate for sole proprietorship, or Cooperative Development Authority (CDA) Registration Certificate for cooperatives;
- ii. Valid Mayor’s Permit issued by the city or municipality where the principal place of business of the prospective bidder is located, or the equivalent document for Exclusive Economic Zones or Areas.
- iii. Valid Tax Clearance Certificate per Executive Order (E.O.) No. 398, series of 2005, as finally reviewed and approved by the Bureau of Internal Revenue (BIR); and
- iv. Audited Financial Statements (AFS), stamped “received” by the BIR or its duly accredited and authorized institutions, for the

preceding calendar year. In case the AFS for the preceding calendar year is not yet available, said AFS should not be earlier than two (2) years from the deadline for the Submission and Receipt of Bids.

Provided that the bidder/s having the Lowest Calculated Bid (LCB)/Single Calculated Bid (SCB) submit/s a valid and updated PhilGEPS Platinum Certificate of Registration and Membership within five (5) calendar days from receipt of the BAC notice of the LCB/SCB during the post-qualification process.

- I.2 Statement of the prospective bidder of all its on-going 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, within the last three (3) years prior to the deadline for the Submission and Receipt of bids
- I.3 Statement identifying the bidder's SLCC similar to the contract to be bid, amounting to at least fifty per cent (50%) of the ABC in the amount of Two Million One Hundred Fifty Thousand Pesos (₱2,150,000.00) a single contract that is similar to the project participated within the last three (3) years prior to the deadline for the Submission and Receipt of Bids.

The statements required shall indicate for each contract, the following:

- i. name of the contract;
- ii. date of the contract;
- iii. kinds of Goods;
- iv. For Statement of On-going Contracts - amount of contract and value of outstanding contracts;
- v. For Statement of SLCC - amount of completed contracts, adjusted by the bidder to current prices using PSA's consumer price index, if necessary for the purpose of meeting the SLCC requirement;
- vi. date of delivery; and
- vii. end user's acceptance or official receipt(s) issued for the contract, if completed, which shall be attached to the statements.

Further, for purposes of post-qualification, kindly include in the aforesaid statements, the following information:

- Contact Person for the clients identified in the statement of all on-going government and private contracts and SLCC; and
- Contact details (telephone or facsimile number, e-mail address or cellular phone number).

For the identified SLCC, a copy of the entire set of the Purchase Order (P.O.) / Contract may be attached for purposes of post-qualification.

For this purpose, similar contracts shall refer to: *Food and Beverages Services (Similar in Nature and Complexity)*.

- I.4 Computation of its Net Financial Contracting Capacity (NFCC) which must be at least equal to the ABC or at least **Four Million Three Hundred Thousand Peso (₱4,300,000.00)** for PB20-12-002OLO;

A committed Line of Credit which must be at least equal to ten per cent (10%) of the ABC, **Four Hundred Thirty Thousand Pesos (₱430,000.00)**

- I.5 A valid Joint Venture Agreement (JVA) 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.

- Failure to enter into a JV in the event of contract award shall be a ground for bid security forfeiture.
- All potential JV partners must submit their respective Class “A” Legal Eligibility Documents.
- Submission of one of the potential JV partners of any of the technical and financial eligibility documents is already sufficient, provided that whoever submits the NFCC computation shall also submit its AFS and Statement of all on-going contracts

- I.6 Bid Security, which should be valid for One Hundred Twenty (120) calendar days, in any of the following forms:

<b>Allowable Form of Bid Security</b>	<b>Percentage Amount in Philippine Pesos</b>
1. Cash, cashier's/ manager's check issued by a Universal or Commercial Bank;	[at least Two Per cent (2%) of the ABC] <b>₱86,000.00</b>
2. Bank draft/ guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank; Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank	
3. Surety Bond (which is acceptable to PAGCOR), callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission authorized to issue said security A sample of the Insurance Commission Certificate is duly attached as Annex “A.”	[at least Five Per cent (5%) of the ABC] <b>₱215,000.00</b>
4. Bid Securing Declaration as provided in Section VIII of the Bidding Forms	No percentage required

- I.7 Schedule of Requirements (Sections VI).
- I.8 Conformity with technical specifications as enumerated and specified in Section VII (Technical Specifications) of the Bidding Documents. Bidders must state either “Comply” or “Not Comply” against each of the individual parameters of each Specification stating the corresponding performance parameter offered. Statements of “Comply” or “Not Comply” must be supported by evidence in a Bidders Bid and cross-referenced to that evidence. The validity of the bid offer should be within One Hundred Twenty (120) calendar days from the date of Opening of Bids.
- I.9 Omnibus Sworn Statement in accordance with Section 25.2(a)(iv) of the IRR of RA 9184 and using the form prescribed in Section VIII. Bidding Forms.

The Omnibus Sworn Statement shall be supported by an attached document showing proof of authorization, e.g., duly notarized Secretary’s Certificate issued by the corporation or the members of the joint venture or a Special Power of Attorney, in case of Sole Proprietor.

- m. The contents of the Second (2<sup>nd</sup>) Bid Envelope are as follows:
  - m.1 The Financial Bid Form should be duly signed by the authorized signatory.
  - m.2 For Goods Offered from within the Philippines Form.
- n. During the presentation of the bidding documents, there were some clarifications and/or modifications on the provision of the bidding requirements/documents were made.

Section VII. Technical Specification			
Item No. 1	Qualification		
	4.The Service Provider/Supplier should operate 8:00 am to 11:00 pm to be able to serve the needs of the casino customers/guest anytime or in accordance with the gaming operation of PAGCOR		
<ul style="list-style-type: none"> <li>• The prospective bidder asked if it’s possible to adjust the operating hours <b>from 8am-11pm to 11am-9pm</b> (lone bidder’s operating hours due to pandemic), the End-user (Slot Manager) replied that at present the curfew hours was being adjusted to 12:30 midnight, the Service Provider may possibly comply with the proposed</li> </ul>			

operating hours indicated at the Technical Specification.

- Another question from the bidder is because of the pandemic they want to ensure the safety of their personnel from covid19, they wanted the meals to be prepared/served on delivery basis. The Chairman and the members agreed to strictly follow the provisions stated at the Technical Specification.
- The bidder also stated that at present he has a slight predicament about the renewal of his PHILGEPS because of the pandemic, but already on-going process. The Chairman answered that "In lieu of the PHILGEPS Certificate of registration and Platinum Membership, bidder shall submit all of the proceeding valid and/or updated Class "A" Eligibility Documents; Provided that the bidder having the LCB/SCB submit/s a valid and updated PHILGEPS Platinum Certificate of Registration and Membership within five (5) calendar days from receipt of the BAC notice of the LCB/SCB during the post-qualification process.

- o. All qualified bids identified after the Opening and Preliminary Examination of Bids shall then be subjected to Detailed Bid Evaluation in order to identify the bidder having the Lowest Calculated Bid (LCB).
- p. The LCB shall be determined in two (2) steps:
  - p.1 The detailed evaluation of the financial components of bids to establish the correct calculated prices of the bids; and
  - p.2 The ranking of the total bid prices as calculated from the lowest to the highest. The bid with the lowest price shall be identified as the Lowest Calculated Bid.
- q. The BBAC shall conduct a detailed evaluation of all bids rated as "Passed," using non-discretionary pass/fail criteria. The BBAC shall consider the following in the evaluation of bids:
  - Completeness of the bid. Bids not addressing or providing all of the required items in the Schedule of Requirements including, where applicable, bill of quantities, shall be considered non-responsive and, thus, automatically disqualified. In this regard, where a required item is provided, but no price is indicated, the same shall be considered as non-responsive, but specifying a "0" (zero) for the said item would mean that it is being offered for free to the Procuring Entity, and
  - Arithmetical corrections. Consider computational errors and omissions to enable proper comparison of all eligible bids. Any adjustment shall be calculated in monetary terms to determine the calculated prices.
- r. Based on the detailed evaluation of bids, those that comply with the above mentioned requirements shall be ranked in the ascending order of their total calculated bid prices, as evaluated and corrected for computational errors, discounts and other modifications, to identify the Lowest Calculated Bid. Total calculated bid prices, as evaluated and corrected for computational errors, discounts and other modifications, which exceed the ABC shall not be considered.

- r.1 The Bidder/s having the LCB shall then be subjected to post-qualification to determine whether it complies with and is responsive to all the requirements and conditions provided under IRR of R.A. 9184 and the Bidding Documents for the project.
- r.2 During Post-Qualification, the BBAC shall verify, validate and ascertain all statements made and documents submitted by the bidder having the LCB to consider, but shall not be limited to the legal requirements, technical requirements, and financial requirements. Further, the bidder having the LCB must submit within a non-extendible period of five (5) calendar days from receipt of the BBAC notice the Latest income and business tax returns filed electronically through the Electronic Filing and Payment System (EFPS).
- s. If the BBAC determines that the Bidder with the LCB passes all the criteria for post-qualification, it shall declare said bid as the **Lowest Calculated Responsive Bid (LCRB)**, and recommend to the **Head of the Procuring Entity** the award of contract to the said Bidder at its submitted price or its calculated bid price, whichever is lower.
- t. Within ten (10) calendar days from receipt of the Notice of Award, the successful Bidder shall post the required performance security, sign and date the contract and return it to PAGCOR.
- u. Pursuant to Section 35 of the IRR of R.A. 9184, the BBAC shall declare a “Failure of Bidding” when:
  - u.1 No bids are received;
  - u.2 All prospective Bidders are declared ineligible;
  - u.3 All bids fail to comply with all the bid requirements or fail post – qualification; or
  - u.4 Bidder with the LCRB refuses, without justifiable cause, to accept the award of contract, and no award is made.

**6.0. ADJOURNMENT**

There being no other matter to be discuss, the Chairman adjourned the meeting at 3:00 p.m.

Prepared by:

SGD  
**DOMINGO A. CELLE III**  
 Procurement Staff II

Checked By:

SGD  
**ALLAN D. OCAMPO**  
 Assist. Procurement Officer



**ATTESTED BY:**

**SGD**

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**RUBEN M. RACELIS**  
Chairman, SBAM-PLFM

Not Present

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**ATTY. MICHELLE YU**  
Vice-Chairman, LC

**SGD**

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**ERLINDA M. YENKO**  
Member, SBAM-ADMIN-FINANCE

**SGD**

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**NORMAN R. NICANOR**  
Member, A/SSO

**SGD**

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**ELISEO D. PEÑA**  
Member, STO

**SGD**

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**JOVITO Y. BAUTISTA JR.**  
End-user, SM

**SGD**

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**BRIX P. NABUNAT**  
Member, A/SSO

**SGD**

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**RONNIE O. JUNIO**

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End-user, COM

**CESAR G. ABIERA SGD**

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TWG, PM

**SGD**

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**ERWIN R. LUSUNG**  
TWG, SSO II

**SGD**

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**JASMIN R. RONDON**  
TWG, CA II