

Republic of the Philippines Department of Justice BUREAU OF CORRRECTIONS NEW BILIBID PRISON City of Muntinlupa Tel. No. (02) 807-23-68



SUPPLY AND DELIVERY OF FOOD SUBSISTENCE FOR PDL CONFINED AT NBP & CIW 2019

PhP694,120,500.00 PRE-BID CONFERENCE Conference Room, BAC Office February 11, 2019

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ROBERT BERNAS

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I. IN ATTENDANCE

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19	CTCSUPT. RESURRECION S. MORALES	-BAC CHAIRMAN
20	CCSUPT. RICHARD W. SCHWARZKOPF, JR.	-BAC VICE CHAIRPERSON
21	CSSUPT. CELSO S. BRAVO	-BAC MEMBER
22	CSSUPT. DAISY S. CASTILLOTE	-BAC MEMBER
23	MR. MANUEL SESCAR, JR.	-BAC MEMBER
24	MS. MARITES C. MAGTALAS	-BAC MEMBER
25	MR. WILLIAM M. TERRADO	-HEAD, BAC SECRETARIAT
26	CO2 QUIN ANNIE J. CABIAS	-BAC SECRETARIAT
27	CO2 MARIA ADORACION I. VIÑAS	-BAC SECRETARIAT
28	CO2 LOVELY C. MARIANO	-BAC SECRETARIAT
29	CO2 SHEILA I. DICHOSO	-BAC SECRETARIAT
30	ATTY, FREDRICK SANTOS	-HEAD, BAC TWG
31	CTOII ALEXIS CATINDIG	-TWG MEMBER
32	CCINSP. RUBEN FORMOSO	-TWG MEMBER
33	CO2 NORMAN AGANAD	-TWG MEMBER
34	CO2 MELANIE MAURICIO	-TWG MEMBER
35	CSO2 GLENN MENDOZA	-TWG MEMBER
36	CTSOIV AMJONETTE BATTAD	-TWG MEMBER
37	CTOIII JULIET F. SAN JOSE	-TWG MEMBER
38	CTSOI LUALHATI LOPEZ	-TWG FOR MENU ONLY
39	MS. JULIETA ABONALLA	-COA REP.
40	MS. EFOMAY PASCUAL	-COA REP.
41	CCI ROGER BONCALES	-END USER
42	CCI TELESFORO PALISOC, JR.	-END USER
43	CCI ARTMEIO MARTIN	-END USER
44	AVERELL AGGABAO	-YEYENG CAT. SERVCS.
45	GINA LABUANAN	-RICH ISLAS DE FILIPINAS INC.
46	ENGR. ESPIE MONDIDO	-RICH ISLAS DE FILIPINAS INC.
47	JAY MARTIN	-AFSE
48	REMUEL BARCANOSA	-MKCSI
49	MELISSA DIZON	-MKCSI
50	ATTY. HERBERT BLAS	-MKCSI
51	ARNEL CACHUELA	-BLUE & GOLD CATERING
52	BEN TOLENTINO	-BLUE & GOLD CATERING
53	RHOWENA TOLENTINO	-BLUE & GOLD CATERING
54	DINA ARENA	-JA CATERING
55	ATTY. MELISSA TORRES	-JA CATERING
56	BERNIE MATIGNAS	-EDCT
57	ATTY. O.F SUAREZ-FETESIO	-AFS





-EDCT

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II. CALL TO ORDER

The meeting was called to order and presided by the BAC Chairman CTCSUPT. RESURRECION S. MORALES at 09:30 A.M.

III. HIGHLIGHTS OF THE PRE-BID CONFERENCE

> CTCSupt. Morales aknowledged the presence of the participating bidder and established qourom.

CTOIl Catindig presented and discussed the bidding documents. He mentioned the ABC per lot and that the contract shall commence from the approval of the Contract Agreement and issuance of Notice To Proceed up to December 31, 2019. Bidders should have completed within the last four years from the date of submission and the receipt of bids. A contract similar to the project and equivalent to at least fifty percent of the ABC per lot.

> He further stated the amount of the Bidding documents.

➤ He also emphasized that the opening of bids will be on February 25, 2019 but can be moved to the next day depending on the pleasure of the body.

CTCSupt.Morales asked the participating bidders on their opinion to this scheduled date of opening of bids and majority of the bidder agreed that the said activity will be moved on the 26th.at 9:00 AM.

> CTOIl Catindig added that is to be reflected on the supplemental bid bulletin.

As to the query of Atty. Melissa Torres from JA CATERINGof how come it wasamended the ITB clause 12.1 statement identifying the bidders single largest contract from two (2) years to four (4) years, Atty Santos stated that it was amended to encourage more bidders to participate in this said activity based on the principle of competitive bidding.

Atty Melissa Torres further asked when was the supplemental bid bulletin was issued and the time frame since it is not indicated on their copy, Atty Santos asked the BAC Secretariat the copy of which and furnished it to attorney Melissa and further stated that the new bidding documents was released and is to be discussed later on.

 As to the additional query of Atty Melissa Torres if there was a previous investigation or findings that was received by the BAC and became as the basis of the amendment from two (2) years to four (4) years, Atty Santos requested to put it into writing to address her query properly and that the BAC would still be discussing this issue. CTOII Catindig added that there was already a supplemental bid bulletin numer ten (#10) issued stating the cancellation of bidding.

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discussing this issue. CTOII Catindig added that there was already a supplemental bid bulletin numer ten (#10) issued stating the cancellation of bidding.

- As to the query of Ms. Gina Labuanan if they are qualified to the SLCC since they are a foundation and is engaged into feeding program, Atty. Santos requested to put their query into writing so that the BAC can address their queries properly.
- CTOIl Catindig presented the Submitted;
 Class A documents/eligibility documents to be submitted;
 - ✓ Valid and Current PhilGeps Certificate of Registration and membership in accordance with section 8.5.2 of the revised IRR of 9184 Platinum membership.Suggested to still submit the legal and financial documents for post qualification purposes and to include also the Sec registration for corporation and for sole proprietorship the DTI certification of registration.
 - Legal Documents; valid and current SEC registration for corporation, valid and current DTI certificate of registration for sole proprietorship, valid and current development cooperative authority, valid and current mayor's business permit, in case business permit is already expired they still can submit together with the proof of renewal provided that the mayor's permit will be submitted on post qualification period.
 - Technical documents; statement of prospective bidders of all its ongoing government and private contracts included awarded but not yet started if any whether similar or not similar in nature.
 - ✓ Statement identifying the single largest contract similar to the contract to be bid within the last four years from the date of submission and receipt of bids equivalent to at least 50% of the ABC per lot. With supporting documents of Certificateof end-user's acceptance (EUA) or Acceptance Report or official receipt (OR) or collection receipt (CR) or sales invoice (SI).
 - ✓ Financial documents; valid and current audited financial statements showing among others the prospective bidder total current assets and liabilities stamp received by the BIR or its duly authorized institutions, for the preceding calendar year, which should not be earlier than two (2) years from the bid submission.
 - NFCC which must be at least equal to the ABC to be bid and calculated as follows; current assets minus current liabilities multiply by 15 plus the value of all outstanding or uncompleted portion of the project under ongoing contract including contract awarded but not yet started.
 - The values of the bidder's current assets and current liabilities shall be based on the latest Audited Financial Statements submitted to the BIR, through its Electronic Filing and Payment System (EFPS). In Lieu of NFCC the bidder may submit a committed line of credit from





 a universal or commercial bank it must be equal to ten percent of the ABC to be bid.

- ✓ In case JVA; the bidder who will submit the financial statement will be the one who will submit the NFCC. In the case of joint In case the joint venture is not yet in existence, the submission of a valid JVA shall be within ten (10) calendar days from receipt by the bidder of the notice from the BAC that the bidder is the Lowest Calculated Bid.
- ✓ Bid Security; the bidder shall have the option to post bid securing declaration it must be duly notarized in accordance with the provision of 2004 rules for notarial practice. Other forms; Cash, Cashier/Managers check issued by the universal bank, bank draft guarantee or irrevocable line of credit issued by a universal or commercial bank at least two percent of the ABC to be bid, Surety bond callable upon demand issued by a surety or insurance company duly certified by the insurance commission as authorized to issue such surety at least five percent of the ABC to include 14 grounds.
- ✓ Duly conformed schedule of requirement.
- ✓ Duly conformed technical specification.
- Duly notarized omnibus sworn statement. It must be by a proof of authority of the designated representative for the purpose of this bidding. SPA for sole proprietorship, Secretary Certificate for Corporation, or a combination if Joint Venture.
- ✓ Bid Validity is valid for 120 calendar days from the date of bid opening.

 Bids valid for a shorter period shall be rejected outright as non-responsive.
- ✓ Packaging and sealing of documents. Each Bidder shall submit the following in one (1) big envelope duly labelled containing two sets of envelopes: First envelope must contain four (4) copies of Eligibility and Technical Documents duly marked as "Copy No.1", "Copy No.2", "Copy No.3" and "Copy No.4" Second envelope must contain four (4) copies of Financial Bid Form duly marked as "Copy No.1", "Copy No.2", "Copy No.3" and "Copy No.4"
- ✓ Address for submittal of bids is at BAC Conference Room the same with the Opening of bids.
- ✓ 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 LCB, the Bidder shall submit the following documentary requirements: (1) Latest Income and Business Tax Return filed thru Electronic Filing and Payment System (EFPS) Only tax returns filed and taxes paid through the BIR Electronic Filing and Payments System (EFPS) shall be accepted. (2) Credential for safety compliance officer as certified by the Department of Health, Department of Agriculture or Local City Health Office shall be submitted on post qualification Food Safety management system shall be submitted by food safety compliance officer also during post qualification. Credential for food nutritionist dietician attached work experience should be at least two years for the deadline for submission of bids shall be submitted on post qualification.







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- Proof of ownership or lease agreement for onsite and offsite cold storage system shall be submitted on post qualification.
- As to the query of Ms. Gina Labuanan if they are required to submit special power of attorney for the representative to be assigned at the bid proposal, Attorney Santos replied that since they are a corporation a corporate secretary certificate is required authorizing the person to represent their company and any transaction that would be made between bidding for that purpose.
- Ms. Gina further asked if the documents that were not tabbed does it would be a ground for disqualification, Atty. Santos replied not necessarily, it was just suggested to be tabbed so that it will not cost much time evaluating the documents that were submitted.
- CTOIl Catindig presented the Schedule of requirements based on the ten-day cycle menu; breakfast at 7:30 am Lunch at 12noon and dinner at 5:30 pm based on the actual population of the PDL.
- CTSOIV Battad presented the Technical Specification.
 - The Winning Bidder shall comply to the Agency prepared Menu and raw ration as provided in the ten-day cycle menu. Ito pong menu natin wala naman po nabago yung previous parin po ito. The winning bidder shall comply to the Agency prepared Menu for Persons Deprived of Liberty with special dietary requirements TB patients and others of course with the recommendation of the attending physician as was discussed earlier.
 - ✓ Packaging -The Winning Bidder shall that ensure damage/spoilage or deterioration of raw/cooked food is prevented during transit to their final destination. Sufficient and sanitary packaging shall be provided for this purpose. The packaging of the food products shall be such that they can withstand rough handling and exposure to the elements. So avoid po natin ilagay sa lata ng pintura.
 - ✓ Inventory-The Winning Bidder shall, at any time, have a running inventory stock of NON-PERISHABLE ITEMS good for one (1) week to guarantee against any eventuality or unforeseen event that may hamper the feeding program of the Persons Deprived of Liberty. Pagdating naman po sa perishable items at least po ay three days ang ating running stock.
 - ✓ Raw Rations- Should the particular camp or specific groups of Persons Deprived of Liberty, upon recommendation of the head of the Camp, require raw rations, the same shall be complied with.
 - ✓ Delivery and Cooking Equipment- The winning bidder shall provide necessary cooking and distribution system capital equipment/tools, hygienic food conatiners, sufficient number of delivery truck/s, cleaning supplies, and other kitchen equipment and utensils for the Project.
 - ✓ Delivery of Cooked Food- The winning bidder shall deliver the food for PDLs on the exact commencing date and time as stated







on the Schedule of Requirements. The project shall be strictly in compliance with the submitted menu and in accordance with terms and conditions of the Bidding Documents, to prevent disruption of he PDLs feeding program.

- Quantity of Cooked Food-and raw ration-the winning bidder should deliver the food for the PDL in exact quantity of food based on the ten-day cycle menu.
- ✓ Quality of Cooked Food- the winning bidder shall ensure the quality of food to be served which is commensurate to the accordance to the provision of the general provision act of 2019 food subsistence for PDL.
- ✓ Presented the ten-day cycle menu. Doon po sa fish at least two to three varieties po tayo. Strict tayo sa ten-day cycle menu to avoid alteration and changing of menu.
- CCI Martin suggested that the nutritionist would be the first to sign in case there is a need for change of menu to ensure that the nutritional value is the same as to the menu that was changed, CSSUPT. Bravo replied noted.
- CTSOIV Battad emphasized that the specific weight of the food does not include the soup itself.
- CCI Martin suggested that the food ration at medium security camp be served according to individual preference to ensure that the right nutrition would be provided to PDL, CTSOIV Battad added that it is already included on the modification of menu for PDL confined at the hospital.CTCSupt. Morales further stated that there are some cases that should be taken into consideration.
- As to the query of Atty. Blas on what is the procedure in case there is a need to change the menu, CSSupt. Bravo replied that they should seek approval first from the Nutrionist and End-User then will be approved by the superintendent. CSSupt. Castillote added that there should be certification given by the nutritionist to ensure that same value of nutrition to the food that will be changed.
- Ms. Abonalla further stated that the approval should be fast so that the caterer could make their service also on time, Atty Santos added how can there be a change of menu if you have a buffer. CTCSupt. Morales added that the approval on the request be fast.
- CSSUPT. Bravo stated that the FIT would be strict with regards to the quality of food and quantity of food that is being served to every camp, Atty Santos added that there will be an off site auditor to check on the faithfull compliance of the caterer.
- CTSOI Lopez stressed out that the city health of muntinlupa is strict on the implementation of the food safety act. Ms. Abonalla added that the previous two (2) bidders did not comply on this, Atty. Santos replied that the BAC should be given the xopy of the alleged two bidders who did not comply.





✓ Electricity- Electricity consumption will be charged to the account of the winning bidder and will be billed on a monthly basis. Payment for monthly billing of energy consumption will be





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payable at the Cashier's Office.BuCor shall install a Kilowatt Hour Meter with ERC seal and meter test report to determine actual energy consumption including wiring components (wires & conduits, fitting accessories, switches, etc.).Electric meter installed will be property of BUCOR.

- Water- Water consumption will be charged to the account of the winning bidder and will be billed on a monthly basis. Payment for monthly billing of energy consumption will be payable at the Cashier's Office.BuCor shall provide a brand new water meter to determine actual water consumption. Analysis of water quality shall be done by the City Health Office of Muntinlupa/Mandaluyong on a quarterly basis at the expense of the winning bidder.
- ✓ Fuel- fuel for cooking shall be LPG and shall be borne by the winning bidder subject to usual prison rules and regulations the use of rice hull is strictly prohibited.
- Atty. Blas suggested that the BAC will take into consideration the use of rice hull as fuel for cooking forty percent (40%) of rice hull and 60% of LPG since the kitchen facility is not conducive for the use of 100% LPG and considering also the risk of it and since there will be a pollution control officer that the waste product of rice hull can now be controlled, Atty. Santos replied that the concern of the bureau is to avoid the contraband to enter into the security camps since there is still no scanner to check for the meantime LPG is strongly suggested.
- Mr. Aggabao added that it is not merely the pollution control officer that would cure the issue of waste material of rice hull but there is also the need to install a device that would control air pollution, so he suggested to stick on the 100% LPG use.
- Atty Melissa Torresjoined the motion of Atty. Blas to give them allowance of 60/40.
- As to the query of Atty Blas if the kitchen facility is ready for transition of 100% LPG

CTOIl Catindig:

- ✓ Sanitary- the winning bidder shall secure sanitary permits from the City of Muntinlupa/ Mandaluyong Health Office upon commencement of the contract.
- ✓ The winning bidder shall secure Health certificate of food handlers from the City of Muntinlupa/ Mandaluyong Health Office upon commencement of the contract.
- √ The winning bidder shall provide cleaning supplies necessary for cleanliness and sanitation of the working area, kitchen equipment & utensils upon commencement of the contract.
- ✓ The winning bidder shall ensure that the general area used for food preparation and storage is free from vermin and other harmful



insects. Fumigation and pest control shall be at least twice a year upon commencement of the contract.

- √ The winning bidder shall provide proper System for Disposal of Garbage upon commencement of the contract.
- ✓ Security precautions- the winning bidder shall strictly follow all existing prison rules, regulations, and security guidelines as issued by the Director General, Office of the Chief of Operating Camps or Chief of the General Kitchen Section.
- CTCSupt. Morales stated that should there be queries regarding to the security precautions they can approach the Head of the camps, introduced the participating bidder the Head of the camps; CCI Art Martin of the Medium Security Camp, CCI Roger Boncales for the Maximum Security Camp, CCI Palisoc for the Minimum Security Camp and General Fe Marquez of the CIW.
- Ms. Abonalla stated that the BAC should be strict. She emphasized that previous audit was not yet check. Atty Santos added that the BAC will recommend it to the Director General regarding this issue.
- As to the query of Atty Blas on what was the stand of the BAC regarding the issue brought up by the COA that there were previous winning bidders who violated some rules and that the BAC still waiting for the documents coming from the COA stating violation of the bidders and if the documents were already provided, what was the decision of the BAC on this kind of issue to prevent this violation to occur again. Atty Santos replied that the BAC has no obligation on the implementation phase that the BAC is only up to the notice of award only.
- Atty Castillote added that on behalf of the CIW they are following the right path to address this issue. Ms. Abonalla requested that they may be given a copy of such action of CIW.
- Ms. Abonalla further stated that until now their office hasn't yet received any answers regarding the issue that was addressed to the BAC and to the Superintendent, CTCSupt. Morales replied that the BAC is still waiting on the comments of the head of the camps.
- > Atty Santos further added that they cannot directly suspend or balck list the bidders who violated since there is due process on this.
- Atty Castillote stated that the bidders who violated were given seven days to answer this concern and that the BAC will come up with the decision that eventually would reflect on the (20%) increase on their payment and made sure that the COA will have the copy of those.
- As to the query of Atty Blas that since the BAC is entitled to draft and craft guidelines of BDS and aslo the terms and conditions of the bidding precisely to avert or avoid previous experiences if there are new or safeguards of the rules to address the prevailing concernand if that being implemented and if not yet is there a plan to draft or craft, Atty Santos replied that what he was saying was pertaining





to the specific project and as of now the BAC hasn't come up with that because of constant change on the BAC members assures that the BAC is relying on the provisions of the 9184 but now we will going to do that partivularly on this ever continuing needs of BUCOR to feed our PDLs, Atty Blas added if they are going to expect the implementation of this CTCSupt. Morales replied that the BAC will to discuss on this matter.

CTOIl Catindig:

Use of Kitchen inside camp- The winning bidder may be allowed to use the kitchen inside the respective camps upon written request to the Director General and upon approval of the same subject to reasonable rent and payment of incidental expenses such as water and electricity. In such event, the procuring entity shall install water and electric meter for such purpose to monitor the water and electric consumption of the winning bidder. Cooking equipment necessary for the preparation of food shall be borne by the winning bidder subject to prison rules and regulation.

- As to the query of Ms. Rowena Tolentino if they could be informed of the size or dimesions of the kitchen and if it is ideal for the population, Atty Santos replied although the BAC are not obliged to give them the dimensions but they can request to the head of the camps for ocular inspection approved by the superintendent.
- As to the query of Atty Melissa Torres on the reasonable rent of the kitchen, Atty Santos replied that the rental varies according to the camps.
 - ✓ Repairs/improvements needed for the maintenance of the kitchen shall be borne by the winning bidder.
 - ✓ PDL hired as kitchen helpers for preparation on distribution of food – PDL food helpers may be hired by the winning bidder upon request and approval by the Director general or his authorized representative to those PDLs who shall be properly selected with medical certificate and corresponding order issued. Any violations of prison rules and regulations may result in revocation of issued order.
 - ✓ PDL food/kitchen helpers shall receive allowance of not less than two thousand (2000) per month from the winning bidder.
 - ✓ Presented the bidding forms. Unsigned bid form is not accepted.

V. ADJOURNMENT

There having no other clarifications to be made, the conference adjourned at around 12:00P.M.

Taken and prepared by:

CO2 QUIN ANNIE J. CABIAS
Member, BAC Secretariat

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