

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 1 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

WHEREAS, Section 8 of Republic Act No. 7796, otherwise known as the "Technical Education and Skills Development Act of 1994," grants the Technical Education and Skills Development Authority (TESDA) Board the power to enter into, make, execute, perform and carry-out domestic and foreign contracts subject to existing laws, rules and regulations;

WHEREAS, in the exercise of this power, the TESDA Board shall approve all contracts entered into by the TESDA;

WHEREAS, the Bids and Awards Committee (BAC), as mandated by Republic Act No. 9184, otherwise known as the Government Procurement Reform Act, is the body tasked to post invitations to bid, to conduct pre-bid conferences, to determine the eligibility of prospective bidders, to receive and open bids, to conduct the evaluation of bids, to conduct post-qualification and to recommend award of contracts to the Head of the Procuring Entity;

WHEREAS, in view of the procurement of various tools and equipment for the new CentExes, the Director General created a Technical Working Group (TWG) that will identify the requirements for the implementation of the project which shall necessarily include the identification of the qualifications and corresponding tools and equipment that will be covered by the project. The TWG came out with the list of qualifications with corresponding tools and equipment in close coordination with the identified CentExes; (Annex "A" of the BAC Resolution)

WHEREAS, the Technical Education and Skills Development Authority (TESDA) intends to apply the sum of Fourteen Million Six Hundred Five Thousand Seven Hundred Ninety One Pesos and 847 Centavos (Php14,605,791.847) being the total Approved Budget for the Contract (ABC) for the procurement of various tools and equipment for the new CentExes; (Annexes "B" and "C" of the BAC Resolution)

WHEREAS, prior to the approval of the TOR, a conduct of the pre-procurement conference with the end-user's representative was held on 26 June

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 2 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

2015 to discuss the proposed qualifications and the corresponding tools and equipment covering the qualifications of the project. The TWG committed to revisit the list of qualifications and its corresponding tools and equipment as required by the BAC; (Annex "D" of the BAC Resolution)

WHEREAS, the BAC upon receipt of the TOR for the procurement of various tools and equipment for the new CentExes convened on 12 October 2015 at 10:20 a.m. at the TESDA Board Room located at 7th Floor of TESDA Administration Building in Taguig City to conduct another pre-procurement conference with the end-user's representative in accordance with Section 20 of the Revised Implementing Rules and Regulations of Republic Act No. 9184; (Annex "E" of the BAC Resolution)

WHEREAS, pursuant to Section 21 of the Revised Implementing Rules and Regulations of Republic Act No. 9184, TESDA advertised on 13 October 2015 the Invitation to Bid for the procurement of various tools and equipment for the new CentExes in a newspaper of general circulation and posted the same in the PhilGEPS; (Annexes "F" and "G" of the BAC Resolution)

WHEREAS, responding to the abovementioned Invitation to Bid, six (6) prospective bidders signified their interest to participate in said bidding process by purchasing bidding documents, namely: 1) Gecar Machine Solutions, Incorporated, 2) GTC-Aldis Philippines Incorporated, 3) Atarashii Technologies International, 4) Gaylan Technologies, Equipments, Machineries & Supplies, 5) MESCO Incorporated and 6) Techline Machine Tools, Incorporated; (Annexes "H", "I", "J", "K", "L" and "M" of the BAC Resolution)

WHEREAS, the BAC in compliance also with the directive of the Director General invited several observers registered with PhilGEPS to witness the bidding activities particularly on the procurement of various tools and equipment for the new CentExes for purposes of transparency and good governance. Pursuant to Section 13 of Revised Implementing Rules and Regulations of Republic Act No. 9184, the BAC invited several observers to attend the pre-bid conference on 21 October 2015

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 3 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

and the bid opening on 04 November 2015; (Annexes "N", "O", "P", "Q", "R", "S", "T" and "U" of the BAC Resolution)

WHEREAS, the pre-bid conference was held on 21 October 2015 at 2:00 p.m. at the CSA Conference Room located at 2nd Floor of TESDA Administration Building in Taguig City; (Annex "V" of the BAC Resolution)

WHEREAS, the issues and concerns of the bidders present during the pre-bid conference were already addressed to by the BAC through the issuance of Bid Bulletin No. 01 dated 21 October 2015 and Bid Bulletin No. 02 dated 26 October 2015; (Annexes "W" and "X" of the BAC Resolution)

WHEREAS, on 22 October 2015, Gecar Machine Solutions, Incorporated filed its request for reconsideration asking that they may be allowed to join the bidding for the procurement of various tools and equipment for the new CentTexes insofar as Clause 5.1 of Section III of the Bid Data Sheet as found on page 27 of the bidding documents for the procurement of various tools and equipment for the new CentTexes is concerned considering said company was only registered with the Securities and Exchange Commission (SEC) on 03 December 2010; (Annex "Y" of the BAC Resolution)

WHEREAS, on 22 October 2015, Atarashii Technologies International filed its request for reconsideration asking that they may be allowed to join the bidding for the procurement of various tools and equipment for the new CentTexes insofar as Clause 5.1 of Section III of the Bid Data Sheet as found on page 27 of the bidding documents procurement of various tools and equipment for the new CentTexes is concerned considering said company was registered with the Department of Trade and Industry (DTI) on 08 January 2013; (Annex "Z" of the BAC Resolution)

WHEREAS, on 27 October 2015, Gaylan Technologies, Equipments, Machineries & Supplies wrote the BAC relative to its request for an amendment of the technical specifications of the electric furnace oven under Lot II – CNC Milling

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 4 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

Machine Operation NC III and Machining NC III and extension of the delivery period to one hundred twenty (120) days instead of ninety (90) calendar days; (Annex "AA" of the BAC Resolution)

WHEREAS, the BAC granted the requests for reconsideration of Gecar Machine Solutions, Incorporated and Atarashii Technologies International dated 22 October 2015 by issuing Bid Bulletin No. 02 dated 26 October 2015 which states that the bidders must be in the business for two (2) years instead of ten (10) years to enhance competition and extend equal opportunities among the bidders;

WHEREAS, the BAC denied the request for reconsideration filed by Gaylan Technologies, Equipments, Machineries & Supplies in its letter dated 28 October 2015 and pointed out that the issues and concerns raised by Gaylan Technologies, Equipments, Machineries & Supplies should have been raised during the pre-bid conference where all other participating bidders were present. Likewise, there was no authorized representative of Gaylan Technologies, Equipments, Machineries & Supplies who was present during the pre-bid conference. The BAC emphasized that Gaylan Technologies, Equipments, Machineries & Supplies may offer items which are better in terms of quality subject to the evaluation of the Technical Evaluation Group (TEG). As regards the delivery period, the BAC sees the ninety (90) calendar days to be enough for the winning bidder to deliver the tools and equipment subject of this procurement; (Annex "BB" of the BAC Resolution)

WHEREAS, the bid opening was held on 04 November 2015 at 2:03 p.m. at the CSA Conference Room located at 2nd Floor of TESDA Administration Building in Taguig City; (Annex "CC" of the BAC Resolution)

WHEREAS, only GTC-Aldis Philippines Incorporated, Gecar Machine Solutions, Incorporated, Gaylan Technologies, Equipments, Machineries & Supplies and Atarashii Technologies International passed the eligibility requirements pursuant to Sections 23 and 25 of the Revised Implementing Rules and Regulations of Republic Act No. 9184 while MESCO Incorporated failed to comply with the

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 5 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

requirement that the authorized representative should be representing the bidder in the bidding. The second envelope that contains the financial component of the bid was not opened. The bidder was given until 09 November 2015 within which to file its request for reconsideration pursuant to Section 55.1 of the Revised Implementing Rules and Regulations of Republic Act No. 9184; (Annexes "DD" and "EE" of the BAC Resolution)

WHEREAS, MESCO Incorporated filed its request for reconsideration on 05 November 2015; (Annex "FF" of the BAC Resolution)

WHEREAS, Techline Machine Tools, Incorporated did not meet the deadline of the submission of bids at 2:00 p.m. of 04 November 2015. In fact, the bid opening started at 2:03 p.m. of 04 November 2015 and yet, the representative of Techline Machine Tools, Incorporated was not yet around. Hence, said bidder was automatically disqualified pursuant to Section 25.5 of the Revised Implementing Rules and Regulations of Republic Act No. 9184 stating that bids submitted after the deadline shall not be accepted by the BAC;

WHEREAS, the BAC granted the request for reconsideration filed by MESCO Incorporated in its letter dated 05 November 2015 and pointed out that while MESCO Incorporated was represented by a certain Abbel Lampa, Mr. Lampa was not the one duly authorized by MESCO Incorporated to represent said company in this bidding as evidenced by the Secretary's Certificate submitted to the BAC on 04 November 2015 during the bid opening. MESCO Incorporated was requested to appear on 10 November 2015 (Tuesday) at 11:00 a.m. at the CSA Conference Room located at the 2nd Floor of TESDA Administration Building in Taguig City for the opening of the financial bid component of MESCO Incorporated in the presence of all participating bidders and observers; (Annex "GG" of the BAC Resolution)

WHEREAS, the BAC convened on 10 November 2015 at 11:03 a.m. at the CSA Conference Room located at the 2nd Floor of the TESDA Administration

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 6 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

Building, Taguig City to open the second envelope of MESCO Incorporated; (Annex "HH" of the BAC Resolution)

WHEREAS, MESCO Incorporated passed the eligibility requirements pursuant to Sections 23 and 25 of the Revised Implementing Rules and Regulations of Republic Act No. 9184; (Annexes "II" and "JJ" of the BAC Resolution)

WHEREAS, accordingly, a Technical Evaluation Group (TEG) was created to conduct a bid evaluation vis-à-vis agency requirements taking into consideration the completeness of the bid in terms of technical specifications and pricing and to verify/check the performance of the bidders relative to their previous contracts with the government and private entities as provided by Section 34 of Rule X (Post-Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184; (Annex "KK" of the BAC Resolution)

WHEREAS, pursuant to Section 34 of Rule X (Post-Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184, verification and validation of the bidder's legal documentary requirements must be made. As such, the Chairperson of the TEG issued letters to Metropolitan Bank & Trust Company for the validation of the bank guarantee and Credit Line Certificate (CLC) submitted by GTC-Aldis Philippines Incorporated. Likewise, letters were issued to the Accounts Receivable Monitoring Division of the Bureau Internal Revenue (BIR) for the validation of the tax clearances issued by said office to GTC-Aldis Philippines Incorporated, Gecar Machine Solutions, Incorporated, Gaylan Technologies, Equipments, Machineries & Supplies and Atarashii Technologies International; (Annexes "LL", "MM", "NN", "OO" and "PP" of the BAC Resolution)

WHEREAS, the abovementioned companies/offices issued their respective confirmation letters regarding the documents submitted by GTC-Aldis Philippines Incorporated, Gecar Machine Solutions, Incorporated, Gaylan Technologies, Equipments, Machineries & Supplies and Atarashii Technologies International to

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 7 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

TESDA for the procurement of various tools and equipment for the new CentExes; (Annexes "QQ" and "RR" of the BAC Resolution)

WHEREAS, upon careful examination, validation and verification of all the technical and financial proposals submitted by GTC-Aldis Philippines Incorporated, Gecar Machine Solutions, Incorporated and Gaylan Technologies, Equipments, Machineries & Supplies, the TEG in its report found the bids offered by GTC-Aldis Philippines Incorporated, Gecar Machine Solutions, Incorporated and Gaylan Technologies, Equipments, Machineries & Supplies to be compliant with the legal, technical and financial requirements set forth by the agency pursuant to Section 34 of Rule X (Post-Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184; (Annex "SS" of the BAC Resolution)

WHEREAS, according to the report of the Technical Evaluation Group (TEG), the BAC hereby resolves to adopt its findings and recommendations by way of recommending the award of the contract on a per lot basis to the bidders as follows:

LOT NO.	QUALIFICATION	AMOUNT OF BID	WINNING BIDDER	REMARKS
I	RAC Servicing NC III	Php5,004,720.00	GTC-Aldis Philippines Incorporated	Single Calculated and Responsive Bid
II	CNC Milling Machine Operation NC III and Machining NC III	Php5,428,499.40	Gaylan Technologies, Equipments, Machineries & Supplies	Lowest Calculated Responsive Bid
III	Agricultural Mechanization Technology	Php3,313,440.00	GTC-Aldis Philippines Incorporated	Single Calculated and Responsive Bid

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 8 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

WHEREAS, on Lot I (RAC Servicing NC III) and Lot III (Agricultural Mechanization Technology), only GTC-Aldis Philippines Incorporated participated in the bidding and its bids amounting to Five Million Four Thousand Seven Hundred Twenty Pesos (Php5,004,720.00) and Three Million Three Hundred Thirteen Thousand Four Hundred Forty Pesos (Php3,313,440.00), respectively, are the Single Calculated Responsive Bids pursuant to Section 36 (a) of the Revised Implementing Rules and Regulations of Republic Act No. 9184. However, it must be pointed out that GTC-Aldis Philippines Incorporated has no completed contract similar to the contract to be bid for Lot III (Agricultural Mechanization Technology) as prescribed by Section 23.1 (a) (iii) of the Revised Implementing Rules and Regulations of Republic Act No. 9184. Since the item to be procured is novel and compliance with the requirement on a largest single similar contract is impracticable, the bidder will only have to comply with the three-year period existence in business pursuant to Government Procurement Policy Board (GPPB) Resolution No. 07-2006;

WHEREAS, GPPB Resolution No. 07-2006 issued on 20 January 2006 provides that the business/company of the prospective bidder willing to participate in the bidding must have been in existence for at least three (3) consecutive years prior to the advertisement and/or posting of the Invitation to Bid if the item to be procured is novel and compliance with the requirement on a largest single similar contract is impracticable. GTC-Aldis Philippines Incorporated was able to comply with this requirement since it is in business existence for six (6) years from the date of the publication of the Invitation to Bid;

WHEREAS, on Lot II (CNC Milling Machine Operation NC III and Machining NC III), while the bid offer of Gaylan Technologies, Equipments, Machineries & Supplies is higher than Gecar Machine Solutions, Incorporated, the TEG report showed that Gecar Machine Solutions, Incorporated is not compliant in terms of the technical specifications insofar as item no. 2 (computer unit) is concerned. Likewise, the BAC found that the bid prices offered by Gecar Machine Solutions, Incorporated on item no. 3 and item no. 5 namely air compressor and power hacksaw are

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 9 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

unacceptable considering that the prices offered by said bidder is more than one hundred percent (100%) higher than the agency estimates for said items;

WHEREAS, the BAC issued a letter dated 16 November 2015 to Gecar Machine Solutions, Incorporated notifying the post-disqualification of said bidder in Lot II (CNC Milling Machine Operation NC III and Machining NC III) particularly in item no. 2 (computer unit), item no. 3 (air compressor) and item no. 5 (power hacksaw) due to the reasons stated above; (Annex "TT" of the BAC Resolution)

WHEREAS, Gecar Machine Solutions, Incorporated in its letter dated 20 November 2015 requested for a reconsideration of the decision of the BAC to post-disqualify its bid for Lot II (CNC Milling Machine Operation NC III and Machining NC III) justifying the reasons why they quoted such prices which are more than one hundred percent (100%) higher than the agency estimate; (Annex "UU" of the BAC Resolution)

WHEREAS, the BAC in its letter dated 23 November 2015 unanimously resolved to deny the request for reconsideration of Gecar Machine Solutions, Incorporated dated 20 November 2015 specifying that the disparity between the bid offer of Gecar Machine Solutions, Incorporated and the agency estimate is too high to be justified. It must be emphasized that the cost per item will be taken into consideration vis-à-vis the technical specifications aside from the fact that the total bid offer for Lot II (CNC Milling Machine Operation NC III and Machining NC III) is below the ABC; (Annex "VV" of the BAC Resolution)

WHEREAS, considering the abovementioned denial of the request for reconsideration by the BAC, Gecar Machine Solutions, Incorporated did not file its protest in the form of a verified position paper to the Head of the Procuring Entity (HOPE) within seven (7) calendar days from receipt of BAC's denial of the request for reconsideration as provided in Section 55.1 of the Revised Implementing Rules and Regulations of Republic Act No. 9184.

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 10 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

WHEREAS, pursuant to Sections 34.4 and 34.5 of the Revised Implementing Rules and Regulations of Republic Act No. 9184, if the BAC determines that the bidder with the Lowest Calculated Bid passes all the criteria for post-qualification, it shall declare the said bid as the Lowest Calculated Responsive Bid, and recommend to the Head of the Procuring Entity the award of contract to the said bidder at its submitted bid price. If, however, the BAC determines that the bidder with the Lowest Calculated Bid fails the criteria for post-qualification, it shall immediately notify the said bidder in writing of its post-disqualification and the grounds for it;

WHEREAS, considering that the bid of Gaylan Technologies, Equipments, Machineries & Supplies is the Second Lowest Calculated Bid for Lot II (CNC Milling Machine Operation NC III and Machining NC III), the TEG conducted a post-qualification on the items covered by said lot and found that the bid offer of Gaylan Technologies, Equipments, Machineries & Supplies to be compliant with the technical specifications. However, the BAC emphasized that the cost offered by Gaylan Technologies, Equipments, Machineries & Supplies for item no. 5 (power hacksaw) is more than one hundred percent (100%) higher than the agency estimate. However, the technical expert for said lot found the item offered by Gaylan Technologies, Equipments, Machineries & Supplies to be better in terms of quality than the one offered by Gecar Machine Solutions, Incorporated particularly in item no. 1 (CNC Milling Machine);

WHEREAS, there are some items offered by Gaylan Technologies, Equipments, Machineries & Supplies to have exceeded fifteen percent (15%) of the agency estimate while the total bid offer of such bidder for Lot II (CNC Milling Machine Operation NC III and Machining NC III) covering those items did not exceed the Approved Budget for the Contract (ABC) for such lot/qualification. The items are as follows:

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 11 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

LOT NO.	ITEM	AGENCY ESTIMATE	BID OFFER OF GAYLAN TECHNOLOGIES, EQUIPMENTS, MACHINERIES & SUPPLIES	PERCENTAGE
II	1. Air compressor	Php120,428.000	Php200,000.00	66.07%
	2. Power Hack Saw	Php67,866.008	Php217,500.00	220.48%

WHEREAS, the BAC through BAC Resolution No. 12-2015 issued on 26 November 2015 declared the bids of **GTC-Aldis Philippines Incorporated**, and **Gaylan Technologies, Equipments, Machineries & Supplies** offered on the following lots/qualifications as the most responsive bids for the procurement of various tools and equipment for the new CentExes, respectively:

LOT NO.	QUALIFICATION	WINNING BIDDER	AMOUNT OF BID
I	RAC Servicing NC III	GTC-Aldis Philippines Incorporated	Php5,004,720.00
II	CNC Milling Machine Operation NC III and Machining NC III	Gaylan Technologies, Equipments, Machineries & Supplies	Php5,428,499.40
III	Agricultural Mechanization Technology	GTC-Aldis Philippines Incorporated	Php3,313,440.00

WHEREAS, Gecar Machine Solutions, Incorporated issued a letter to TESDA dated 03 December 2015 requesting for the reimbursement of its bid security posted for Lot II (CNC Milling Machine Operation NC III and Machining NC III) amounting

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 12 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

to **One Hundred Twenty Five Thousand Six Hundred Eighty Four Pesos** (Php125,684.00) with official receipt no. 171335 issued on 04 November 2015. The BAC in its letter dated 04 November 2015 stated that the bid security shall be returned only upon submission of Gecar Machine Solutions, Incorporated of a written waiver of its right to file a protest;

WHEREAS, the period within which to file a protest had already lapsed on 04 December 2015 and Gecar Machine Solutions, Incorporated did not file any protest with TESDA;

WHEREAS, during the 77th Finance Committee Meeting held last 03 December 2015 at 3:00 P.M., the members of the TESDA Board recommended the award of contract to GTC-Aldis Philippines Incorporated for Lot I (RAC Servicing NC III). While the members of the TESDA Board recommended a declaration of failure of bidding for Lot II (CNC Milling Machine Operation NC III and Machining NC III) due to the failure of Gaylan Technologies, Equipments, Machineries & Supplies, to provide a bid that is most advantageous to the government considering that the costing of item no. 3 (air compressor) and item no. 5 (power hacksaw) are more than fifty percent (50%) of the agency's estimate for each item. Likewise, the members of the TESDA Board recommended a declaration of failure of bidding for Lot III (Agricultural Mechanization Technology) considering that GTC-Aldis Philippines Incorporated failed to comply with the requirement that the bidder has completed a single contract similar to the contract to be bid whose value must be at least fifty percent (50%) of the Approved Budget of the Contract (ABC). GTC-Aldis Philippines Incorporated failed to provide TESDA with any document that it has completed a single contract that is similar to the contract to be bid as prescribed by Section 23.5.1.2 of the Revised Implementing Rules and Regulations of Republic Act no. 9184;

WHEREAS, the following documents have been appended to this Resolution and shall form as an integral part hereof:

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 13 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

1. BAC Resolution No. 12-2015 and its attachments recommending the approval of the award of contracts to GTC-Aldis Philippines Incorporated and Gaylan Technologies, Equipments, Machineries & Supplies for the procurement of various tools and equipment for the new CentExes on the lots/qualifications identified above (Annex A to Annex VV);
2. Duly Notarized Certification of the Agency Head Certifying that all Procedures are in Accordance with the Existing Laws;
3. Bidding Documents of GTC-Aldis Philippines Incorporated;
4. Bidding Documents of Gecar Machine Solutions, Incorporated.; and
5. Bidding Documents of Gaylan Technologies, Equipments, Machineries & Supplies.

WHEREAS, in the 91st EXCOM-TESDA Board Meeting held last 14 December 2015, at 11:00 A.M., the members of the TESDA Board adopted the recommendation by the Finance Committee declaring the bid offered by GTC-Aldis Philippines Incorporated for Lot I (RAC Servicing NC III) as the Single Calculated Responsive Bid pursuant to Section 36 of the Revised Implementing Rules and Regulations of Republic Act No. 9184 and awarding the contract to GTC-Aldis Philippines Incorporated for Lot I (RAC Servicing NC III) and declaring the bids offered by Gaylan Technologies, Equipments, Machineries & Supplies for Lot II (CNC Milling Machine Operation NC III and Machining NC III) and GTC-Aldis Philippines Incorporated for Lot III (Agricultural Mechanization Technology) a failure of bidding due to the reasons cited above.

NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, that the TESDA Board in its meeting today, 16 December 2015 at 2:00 P.M. approves

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

92nd TESDA BOARD MEETING

16 December 2015, Wednesday, 2:00 P.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2015-10

(Page 14 of 14 pages)

APPROVING THE AWARD OF CONTRACT TO GTC – ALDIS PHILIPPINES INCORPORATED FOR LOT I (RAC SERVICING NC III) AND DECLARING A FAILURE OF BIDDING FOR LOT II (CNC MILLING MACHINE OPERATION NC III AND MACHINING NC III) AND LOT III (AGRICULTURAL MECHANIZATION TECHNOLOGY FOR THE PROCUREMENT OF VARIOUS TOOLS AND EQUIPMENT FOR THE NEW CENTEXES

the award of contract to **GTC-Aldis Philippines Incorporated** for Lot I (RAC Servicing NC III) for the procurement of various tools and equipment for the new CentEXes in the amount of Five Million Four Thousand Seven Hundred Twenty Pesos (Php5,004,720.00);

BE IT RESOLVED FURTHER, that the Board declared a failure of bidding in Lot II (CNC Milling Machine Operation NC III and Machining NC III) and Lot III (Agricultural Mechanization Technology);

BE IT RESOLVED FURTHERMORE, that the Board authorizes the Director General to sign the notice of award, the terms and conditions of the contract and the notice to proceed pertaining to Lot I (RAC Servicing NC III), and notice of failure of bidding to all bidders for and in behalf of the TESDA Board. The contract pertaining to Lot I (RAC Servicing NC III) shall be awarded accordingly and the implementation thereof shall proceed despite the failure of bidding on the two (2) lots/qualifications identified in this Resolution;

BE IT RESOLVED FINALLY, that copy of this Resolution shall be disseminated to all concerned.

Approved this 16th day of December 2015.

Attested by:



BR. ARMIN A. LUISTRO FSC
Co-Chairperson, TESDA Board
Secretary, Department of Education



RINALYN B. DUMOL
TESDA Board Secretary