



Republic of the Philippines
**ENERGY
REGULATORY
COMMISSION**

**BIDS AND AWARDS COMMITTEE (BAC)
MINUTES OF MEETING**

27 November 2020 (Friday) 9:00 A.M.

Through Videoconferencing via MS Teams

[https://teams.microsoft.com/l/meetup-](https://teams.microsoft.com/l/meetup-join/19:meeting_YTgxNzQyZWQzMGFjZC00NjY5LTk0ZWItNTJiYjE4MTU3NGQ4@thread.v2/0?context=%7B%22Tid%22:%220f0dac9f-433c-41ba-9f57-42be6fe671a9%22,%22Oid%22:%22638c224b-aae0-4a1f-95d8-6b417df5646d%22%7D)

[join/19:meeting_YTgxNzQyZWQzMGFjZC00NjY5LTk0ZWItNTJiYjE4MTU3NGQ4@thread.v2/0?context=%7B%22Tid%22:%220f0dac9f-433c-41ba-9f57-42be6fe671a9%22,%22Oid%22:%22638c224b-aae0-4a1f-95d8-6b417df5646d%22%7D](https://teams.microsoft.com/l/meetup-join/19:meeting_YTgxNzQyZWQzMGFjZC00NjY5LTk0ZWItNTJiYjE4MTU3NGQ4@thread.v2/0?context=%7B%22Tid%22:%220f0dac9f-433c-41ba-9f57-42be6fe671a9%22,%22Oid%22:%22638c224b-aae0-4a1f-95d8-6b417df5646d%22%7D)

Subject Matter : Pre-Bid Conference
Project : *Phantom Load (Three Phase Current and Voltage Source Equipment) (2nd Bidding)*
Mode of Procurement : Competitive Bidding
Reference No. : Lot No. 2020-42

Attendees:

1. BAC Members, Technical Working Group, and BAC Secretariat:

Name	Position
Heiddi Venecia R. Barrozo	Chairperson, BAC
Marina C. Bugayong	Member, BAC
August Anthony N. Balute	Member, BAC
Amabelle D. Del Rosario	Vice-Chairperson (CB), TWG
Jean Astrid C. Francisco	Vice-Chairperson (AM), TWG
Ferdinand A. Salviejo	Member, TWG
Timothy L. Arce	Member, TWG
Vladimere B. Pulmones	Member, TWG
Arjay Louie Eu B. Cuanan	Chairperson, BAC Secretariat
Marie Alexis Denise S. Gayon	Vice-Chairperson (CB), BAC Secretariat
Kio Paulo H. San Andres	BAC Support
Lovelyn M. Alegre	BAC Support
Rosaly T. Flores	BAC Support

2. End-User:

Name	Position
Ray I. Biona	Engineer (III), Consumer Affairs Service (CAS)

Isidro Madrid	Engineer (III), Consumer Affairs Service (CAS)
Alvin Noveno	Engineer (III), Consumer Affairs Service (CAS)

3. Prospective Bidders:

Name	Company
Michael Constantino	AGP Trading Inc.
Edmar Ruma	PPI Pazifik Power Inc.
Jaedick Neiva	PPI Pazifik Power Inc.
Ryan Sumudio	PPI Pazifik Power Inc.

I. Call to Order

The Pre-Bid Conference for the *Procurement of Phantom Load (Three Phase Current and Voltage Source Equipment) (2nd Bidding)* with an Approved Budget for the Contract (ABC) of Ten Million Pesos (PhP10,000,000.00), was called to order at fifteen minutes past nine o'clock in the morning (09:15 A.M.) through videoconferencing via MS Teams, with BAC Chairperson Heiddi Venecia R. Barrozo as the presiding officer.

II. Determination of Quorum

The BAC Secretariat Chairperson, Atty. Arjay Louie Eu B. Cuanan, confirmed the presence of a quorum with the attendance of BAC Chairperson Barrozo, and BAC Members Dr. August Anthony N. Balute and Atty. Marina C. Bugayong.

After having established the required quorum, BAC Secretariat Chairperson Cuanan likewise acknowledged the presence of the Technical Working Group (TWG), BAC Secretariat and support staff, as well as the representatives from the end-user and the prospective bidders. Invitations to observe the Pre-Bid Conference were sent to Bishops-Businessmen's Conference for Human Development (BBC), Commission on Audit (COA), Philippine Chamber of Commerce and Industry (PCCI), and Transparency Accountability Network (TAN). However, none of the invited observers attended the pre-bid conference despite such notice.

III. Proceedings

BAC Chairperson Barrozo confirmed whether AGP Trading Inc. (AGP) and PPI Pazifik Power Inc. (PPI) joined the first (1st) round of bidding. Both AGP and PPI answered in the affirmative which was likewise confirmed by the BAC Secretariat Chairperson. She then requested the end-user/TWG to point out the changes in the technical specifications (SPECS).

Engr. Salviejo from the TWG, who is also a representative from the end-user, answered that the delivery period as well as frequency range under Section F of the SPECS were the only items changed.

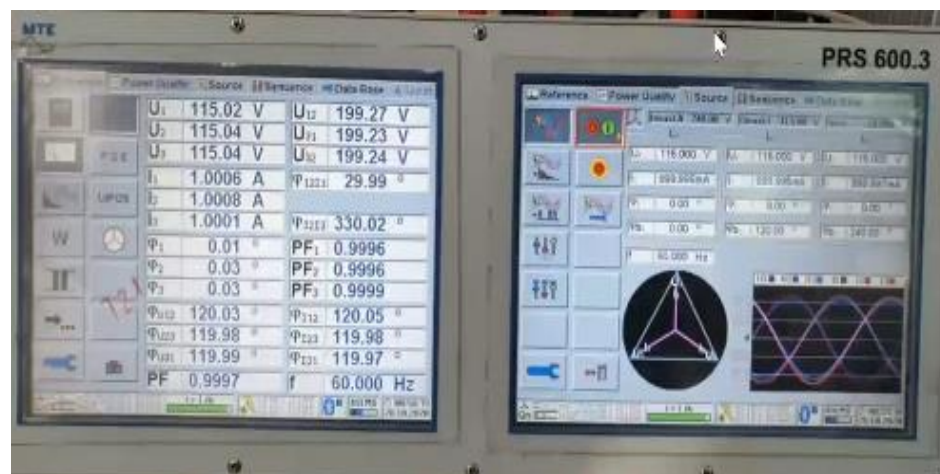
IV. Question and Answers

1. Mr. Michael Constantino from AGP asked for confirmation whether Item 4, Section F which stated “Integrated RS 232C Interface PC-Controlled” means that the equipment is actually controlled by a computer. He then asked if they could offer an equipment that is not PC-Controlled but still capable of transferring files and records.
 - Engr. Ray Biona from the CAS answered in the affirmative and stated that what is important is the data transfer capability of the equipment.
2. Mr. Edmar Ruma from PPI asked if they could clarify some of the details as contained in their brochure which they submitted during the first round of the bidding. He explained that among the grounds for their previous disqualification is that their offer indicated a “0.5 cap-0.1 -0.1 ind. Power Factor of the Load”, which according to the BAC is not responsive to the “-1.0 ~ +1.0 Power Factor” as required in the SPECS . He explained that notwithstanding the difference of the two terms, their offer actually complied with the said power factor requirement.
 - Mr. Ryan Sumudio from PPI supplemented the explanation by pointing out that what is important is that the voltage and current to show that the -1.0 ~ +1.0 is 0° phase difference up to 180° phase difference of voltage and current in order to comply with the “-1.0~+1.0 Power Factor” requirement. In their offer, the angle of the voltage and current can be rotated up to 360°.
 - Mr. Salviejo asked if they will get the same result of -1.0 ~ +1.0 when multiplied by the cosine (cos) of the angle.

- Mr. Sumido answered that if a 0° phase difference between voltage and current will be applied, a $+1.0$ power factor will be obtained. On the other hand, if a 180° phase difference will be applied, -1.0 Power Factor will be obtained. Both results will then be displayed in the measurement of the test equipment, as shown in the illustration below.



- Mr. Sumido explained that in the illustration, he injected 180° phase difference between voltage and current which will result to a -1.0 Power Factor¹.
- Mr. Salviejo asked if they will offer the same equipment as shown on the screen.
- Mr. Sumido answered that another equipment with the same features will be offered.



¹ PF₁=-1.0000; PF₂=-0.9999; PF₃=-1.0000

- On the other hand, Mr. Sumido explained that in the above illustration, using a 0° phase angle difference between voltage and current will yield a +1.0 Power Factor² result.
 - Mr. Salviejo asked the specifications indicated in the brochure and confirmed whether the -1.0 ~ +1.0 can be obtained. He then explained that the purpose of the equipment is that it will generate an energy that has a specific angle and power factor.
 - Mr. Sumido answered in the affirmative and said that the variables in the illustrations are just a sample.
 - Mr. Ruma added that the variables pertain to the Power Factor of the load in the current and voltage. He stated that variables may not necessarily be in unity; it can be lagging or leading as indicated in the brochure.
3. Mr. Ruma clarified the submitted Statement of Single Largest Completed Contract (SLCC) during the first round of bidding. He said that the reason for the difference between the amount declared and the collection receipt attached is that their client already deducted the withholding tax. He also proposed and asked for confirmation if they could attach a Certificate of Acceptance from the client as additional proof.
- BAC Chairperson Barrozo reminded the prospective bidders to strictly comply with all of the requirements when they submit their documents. She also added that those documents which is required to be notarized must be compliant with the 2004 Rules on Notarial Practice. For the Statement of Compliance with the SPECS, she said that the compliance is not just limited to specific portions of the SPECS (Section F particularly), rather, it should pertain to “all” of the requirements indicated the SPECS. Lastly, she reminded the prospective bidders that for the Statement of Completed and On-going contracts, the same must be compliant with the requirements of the Philippine Bidding Documents (PBD) as far as the required information is concerned.
 - BAC Secretariat Chairperson Cuanan suggested that the prospective bidder reproduce the SPECS and indicate therewith their level of compliance.
4. BAC Secretariat Chairperson Cuanan asked Mr. Ruma what is the specific tax which the client withheld, which the latter previously pointed out.

² PF₁= 0.0096; PF₂= 0.0096; PF₃= 0.0099

- Mr. Ruma answered that they will refer the matter first to their accounting department.
 - BAC TWG Vice-Chairperson (AM) Ms. Jean Astrid C. Francisco suggested that it would be better if the prospective bidder could also provide proof as to the specific tax that was withheld so the BAC will be guided during the conduct of the evaluation.
5. Mr. Edmar Ruma clarified whether they are only required to submit the Statement of the bidder's Single Largest Completed Contract (SLCC).
- BAC Chairperson Barrozo manifested that the submission is limited to what is/are specifically indicated in the PBD.

BAC Chairperson Barrozo reminded the prospective bidders to bring during the bid opening the original copies of the documents submitted for comparison. Likewise, she reminded them of the following timelines: a) deadline for the manual submission of bids at the ERC Main Office on 10 December 2020 at twelve noon (12:00 P.M.); b) opening of bid will be on the same date at one o'clock in the afternoon (1:00 P.M.); c) bid evaluation is also on the same date at two o'clock in the afternoon (2:00 P.M.).

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V. Adjournment

Having no more questions, discussions, and clarifications, the meeting was adjourned at fifty-three minutes past nine o'clock in the morning (09:39 A.M.).

Approved By:

HEIDDI VENECIA R. BARROZO
BAC Chairperson

(TOOK NO PART)
SHARON O. MONTAÑER
BAC Vice-Chairperson

MARINA C. BUGAYONG
BAC Member

AUGUST ANTHONY N. BALUTE
BAC Member

(TOOK NO PART)
JOSE ROMULO L. CASTRO †
BAC Member

ATTESTED BY:



ARJAY LOUIE EU B. CUANAN
Chairperson, BAC Secretariat