

Minutes of **Pre-Bid Meeting** held on 28-05-2010 at MPRES Headquarters, Development Commissioner's Office Vindhyachal Bhawan Bhopal in connection with Notice Inviting Offer No.01/GSSY dated 14-05-2010

A pre-bid meeting was conducted on dated 28-05-2010 in connection with the Notice Inviting Offer No. 01/GSSY dated 14-05-2010, that had been published for inviting offers for preparation of Detailed Projects Reports and Supervision and Quality Control Consultancy Services for construction of rural roads under **Gram Sampark Sadak Yojna**. The meeting was addressed by the Chief Engineer (Rural Engineering Services), Bhopal along with the Superintending Engineer (Rural Engineering Services) (Technical) Bhopal, Superintending Engineer (Rural Engineering Services), Ujjain and the same has been attended and participated in by the representatives of prospective bidders as mentioned here in under :-

S.No.	Name of prospective bidder/ Representative	Name of firm etc.
1	Shri Ritesh Barok	M/s Innovative CADD Centre, Indore
2	Shri Vinay Mishra	M/s Aicons Engineering, Bhopal
3	Shri R.K. Jain	M/s PKS Infra Engineering, Gajjiabad
4	Shri Ashutosh Malviya	M/s Scape Asso, Bhopal
5	Shri Manoj Sharma, Patna	M/s Nirmaan Consultant
6	Dr. Sudhir Nigam	Consultants
7	Shri Ankit Daga	M/s AEON Associates
8	Shri P.H. Patil	M/s SECON Pvt. Ltd., Bangalore
9	Shri Kumar Baskar Singh	M/s Seem Private Ltd., Bangalore
10	Shri Sandeep Shrivastav	M/s G.S. Engineering Consultancy, Raipur
11	Shri Shyam Tivari	M/s Krishna Techno Consultant Pvt. Ltd., Bhopal
12	Shri Nishant Kaira	M/s Khaira Associates, Bhopal

2. It has been submitted by the Consultants that paragraph 3.1.2 (vii) lays down that working experience and turnover (pertaining to consultancy fee only) in any one year during the last three proceeding financial years shall be considered as qualifying criteria. However it does not provide to consider an experience and turnover during the running financial year i.e. 2010-11. The

Consultants proposed to include experience and turnover of the running financial year as well in the qualifying criteria. The proposal has been considered and discussed. As it shall not be possible in the part of the Consultants to produce balance sheet for the running financial year as of now, the aforesaid proposal can not be accepted.

3. In the meeting, during discussion it has been observed that a few Consultants are under apprehension that stipulated period of consultancy service is 16 months. At this juncture it is being made clear that in Notice Inviting Tender dated 14-05-2010, stipulated period for completion of service, has been mentioned as 12 months. Nevertheless, as per paragraph 5.3.1 of the TOR, the services of Team Leader shall be required for an extra time period of 2 months. Out of these 2 months, extra time period, one month shall be for pre-consultancy-preparation-work and one month for finalisation of pending issues in respect of construction work after completion of consultancy services. Thus, the stipulated period for completion of services (including rainy season) is 12 months.

4. By a piece of correspondence, it has been communicated by M/s High Point Rendel that tentative road length mentioned in the Notice Inviting Offer in every district, is less than 500 kms., however, paragraph 3.2(ii) of the TOR lays down that total road length to be constructed under the "project" in a few districts is more than 500 kms.. In view of this M/s High Point Rendel apprehended that the total road length in various districts had not been finalised and the same might vary to a great extent.

In respect of the aforementioned apprehension, it is made clear that the "project" word has been used in the paragraph 3.2 (ii) to indicate the entire scheme of rural road construction in the State. However the "Project" word has been defined in the bid document to be used for a road construction work. In order to avoid any kind of confusion the word "project" [paragraph 3.2 (ii) line 6] is replaced by "Gram Sampark Sadak Yojna". Thus, out of 14 districts of the State, total tentative road length in each district, to be constructed under the "Gram Sampark Sadak Yojna" is more then 500 kms.. It is pertinent to mention here that the "Gram Sampark Sadak Yojna" shall be implemented in three phases in the year 2010-11, 2011-12 and 2012-13. Thus, tentative road length to be constructed, in every district may be less then 500 kms. in phase-I (year 2010-11) pertaining to the Notice Inviting Offer No. 01/GSSY dated 14-05-2010.

5. The meeting had been attended by few Consultants belonging to Uttar Pradesh and they introduced themselves as retired engineers of the State of Uttar Pradesh and demanded that they could be allowed to participate in the bid.

Paragraph 3.1.2 (vii) (B) of Letter of Invitation of the Bid Documents lays down that registered firms/companies, in which the engineer retired from the Government service to the State of Madhya Pradesh or Chhattisgarh holds minimum 51 percent stake and possesses at least fifteen years experience in construction of road and bridge works, may be awarded consultancy services package. The aforesaid paragraph 3.1.2 (vii)(B) of Letter of Invitation does not provide to allow for award of consultancy contract to the registered firms/companies of retired engineers, belong to other States (other than Madhya Pradesh and Chhattisgarh) with a preferential treatment. **Thus, the registered firms/companies belonging to other States may compete in the bid as per provisions laid down in paragraph 3.1.2 (vii) (A) of Letter of Invitation of the Bid Documents.**

As is has not been possible for the Client to possess, an idea about past service track records of retired engineers belong to other provinces of the country (other than Madhya Pradesh and Chhattisgarh), the registered firms/companies of retired engineers belong to other provinces of the country (other than Madhya Pradesh and Chhattisgarh) shall not be allowed to bid as per paragraph 3.1.2 (vii) (B) of the Letter Of Invitation.

6. Few Consultants have proposed that bank guarantee issued by any Scheduled Commercial Bank may be allowed for the propose of performance security and mobilisation advances etc. The proposal has been considered. At the basis of past experiences of the Department in this respect, it has not been possible for the Client to allow bank guarantees of Scheduled Commercial Bank in place of bank guarantees issued by Nationalised Commercial Bank.

7. It was suggested that stipulated period of 2 months for preparation of Detailed Projects Reports might be increased to 6 months in order to avoid the difficulties in seeking further time extension. In this respect, it has been decided that time extension to accommodate genuine delays shall be granted to the Consultants expeditiously time to time.

8. Paragraph 5.3.1 of the TOR provides that every successful Consultants, after execution of contract agreement, need to deploy one Team Leader for Detailed Project Reports preparation and another Team Leader for Supervision and Quality Control consultancy.

The prospective Consultants suggest that in place of two separate Team Leaders (each for DPRs preparation and supervision and quality control consultancy) it may be adequate to deploy one Team Leader for both consultancy activities. In view of the fact that deployment of one Team Leader for both consultancy activities may reduce cost of consultancy charges, the aforesaid suggestion is accepted.

9. It has been suggested by the Consultants that, if a bid that is submitted at the State Head Quarters and subsequently the same is sent to the district head quarters for analysis and presentation, envelopes containing financial proposal may be kept at the State Head Quarters in safe custody till opening of the financial bid. As the financial bid is to be opened and evaluated at the State head quarters only, the aforesaid suggestion is accepted.

10. Following words are added in paragraph 3.3(xi) of the TOR of Bid Documents: -

"Preparation of final cross section of road stretches at every 20 meter interval including evaluation of quantities and completion drawings of cross drainage structures."

11. Paragraph 3.2.1 (vii) of the Letter of Invitation of the Bid Documents, lays down that maximum up to four consultancy packages shall be awarded to a Consultants. It further provides that the aforesaid limit will be applied for award of consultancy service packages during the financial year. A few Consultants submitted that if the rates quoted in financial proposal of more than four consultancy packages of a Consultants, remain lowest, he should be given an opportunity to choose four packages out of them for acceptance and awarding the same to him.

The aforesaid point raised by the Consultants had carefully **been** considered and decided that in aforesaid situation an opportunity for choosing of consultancy packages to be accepted and awarded, could not be left to the Consultant. All the same if aforesaid situation arises, the consultancy packages to accept and award shall be chosen by competent authority.

12. It has been demanded by few Consultants that it should not be made necessary for the Consultant to include service tax in the rates quoted by them in the financial proposals. The Consultants further request that the rates in the financial proposal should be allowed to be quoted without service tax. After due considerations, it has been decided that in order to avoid complexity during evaluation of the financial proposals and to prevent any kind of dispute, it is very difficult to except the aforesaid demand of the Consultants. Therefore, the rates quoted in the financial proposals must be including service tax.

13. At times, rates quoted by the Consultants in part-A of the financial proposal may be exorbitant and rates quoted in part-B of the financial proposal may be much less **than** moderate rates. Owing to this situation, cumulative rate in financial proposal of this "Imbalance Bid" may become lowest. As, basis of selection to award a contract is "**least cost based selection**", acceptance of bid

may be inevitable in this case. In these circumstances, if any bid of the aforesaid kind is accepted, in order to command the disproportion of rates, mode of payment to the Consultant shall be modify as mentioned here in under : -

Modified mode of payment to the Consultants in Imbalance Bid: -

Running bills, pertaining to the consultancy services as mentioned in part-A of the financial proposal, shall be prepared at the rate quoted by the Consultants. A notional amount of running bill pertaining to part-A shall be calculated at the rate of Rs. 22000/- per kms.. The Consultant shall be paid up to the limit of notional amount in his running bills. The difference of actual amount and the notional amount shall be withheld as a deposit of the Consultant and the same shall be released to him during his final payment. However if Consultants submits NSC pledged in favour of the Client or FDR of Nationalised Commercial Bank or Bank Guarantee issued by the Nationalised Commercial Bank, the aforesaid withheld amount (or part of it) may be released to the Consultants. It is pertinent to mention here that such amount released to the Consultant shall be equal to the amount of above mentioned financial instruments or withheld amount, whichever is less.

14. It has been suggested by the perspective Consultants that they may be permitted to deploy a retired Executive Engineer as Resident Engineer. The suggestion has been considered and accepted. For the purpose, following sub paragraph is added to paragraph 2 of "Task Assignment For Key Personnel" (Annexure - II) of the Bid Documents : -

- (v) A person retired by the departments engaged in the construction of roads (e.g. Rural Engineering Service, Public Work Department, National Highways, etc.) from the post of Executive Engineer may be deployed as Resident Engineer.**

15. In order to deploy a diploma holder in civil engineering as a Assistant Material Engineer (AME) the word "Graduate" in page 67, paragraph 4 (1) under the essential qualification and experience, of "Task Assignment For Key Personnel" (Annexure - II) of the Bid Documents is replaced by the word "Diploma".

Meeting concluded with vote of thanks.

(H.P. Shivhare)
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