

Dkt
1. P. M.
Gomes
13/11/24

RECORDS SECTION COUNTY ASSEMBLY OF BUNGOMA
13 NOV 2024
RECEIVED P.O. Box 1886 50200 BUNGOMA

COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE COUNTY SECRETARY/HEAD PUBLIC SERVICE

Telephone: 0725393939
E-mail: countysecretary@bungoma.go.ke

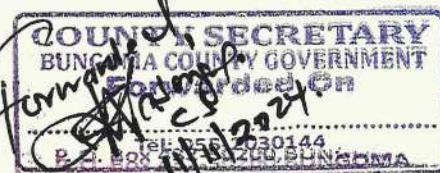
Municipal Building
P.O BOX 437
BUNGOMA.

Our Ref: CG/BCG/CS/HRM/ASSEMBLY/VOL.I/36

Date: 11th November, 2024

The Clerk to the County Assembly
County Government of Bungoma

Thro'
The County Secretary and Head of Public Service
County Government of Bungoma.



RE: SUBMISSION OF REPORT ON MT. ELGON KMTC ADMINISTRATION BLOCK, PAYMENT TO DIRECTOR NATIONAL YOUTH SERVICE, PENDING BILLS FOR THE OFFICE OF THE COUNTY ATTORNEY, HEAD COUNT REPORT AND CERTIFICATE VERIFICATION

Reference is made to the above subject matter.

Attached are the following documents responding to the requested information for your reference.

1. Construction of Mt. Elgon Kenya Medical Training College Administration block;
 - a. Tender advert (Annex 1a).
 - b. Evaluation Report (Annex 1b)
 - c. Professional Opinion (Annex 1c).
 - d. Tender Award (Annex 1d).

- i. The name of the Contract (annex 1(i)).
- ii. Site handing over report not yet done.
- iii. Certificate No.2 showing the current level of work (Annex 1(iii)).

- iv. Payment done to the Contractor (Annex 1(iv)).
- v. Title Deed of Ownership of Land (Annex 1(v)).

2. Supporting document for payment of Kshs.3,176,050 to Director General National Youth Service.

- (i) Letter from H.E the Governor, County government of Bungoma requesting for the NYS staff towards completion of Masinde Muliro Stadium. (Annex 2a)
- (ii) Payment Voucher showing payment to Director General Youth Service. (Annex 2b)
- (iii) Requisition from Director PP & CE – Public Service Management Administration & ICT. (Annex 2c).
- (iv) Requisition from Director General NYS. (Annex 2d).

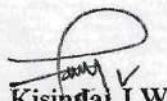
3. Pending bills for the Office of the County Attorney amounting to Kshs.87,507,576. (Annex 3).

4. Report on the Head Count. (Annex 4).

5. Report on Certificate Verification. (Annex 5).

Thank you.

Yours faithfully,



Kisindai J.W
Accounting Officer
Office of the County Secretary and Head of Public Service

DGJ

COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE COUNTY SECRETARY AND HEAD OF PUBLIC SERVICE

Telephone: 0725 393939

E-mail: countysecretary@bungoma.go.ke

Municipal Building
P.O Box 437- 50200
BUNGOMA

TO: Ass. Supply Chain Management Officer

Thro': Chief Officer (AIE) - Office of the County Secretary

From: Snr. Administrative Officer

DATE: 11th February, 2022

RE: ADVERTISEMENT

The Office of the County Secretary and Head of Public Service is ~~in the process of~~ advertising the following KDSP projects and Fuel supply tenders to execute the following:

1. Erection and Completion of Maternity Wing - **Bumula Sub-County Hospital**
2. Erection and Completion of Maternity Wing/Mortuary - **Naitiri Sub-County Hospital**
3. Erection of Administration Block (**MTC - MT. Elgon**)
4. Supply and Delivery of Fuel and Lubricants (**CARD DISPENSED**)

Jacinta Simiyu
Jacinta Simiyu

Young Kenyan Roll. No. 1

Chamukira



GOVERNMENT OF MAKUENI COUNTY

COUNTY TREASURY

P.O. Box 78-90300, Tel No. 020-2034944
web: www.makueni.go.ke

PUBLIC PARTICIPATION ON THE FY 2022/23 BUDGET AND FINANCE BILL 2022

Further to our advert on Thursday 17th February 2022 - pg 23 of Daily Nation, Kindly note the following amendments:

Sub Ward Participation [FY 2022/23 Budget Bill 2022]			
Ward	Sub Ward	Correct Venue	Date
Mbooni	Mbooni	Mbooni [Chiefs Camp - Kivandini]	22/02/2022 10:00Am
		Ward Participation [FY 2022/23 Budget and Finance Bill 2022]	
Ward	Correct Venue	Date	Time
Mwea/Kikundi	ATC Kwa kathoka	24/02/2022	10:00Am
Nraui/Kili/Kalamba	Ndovea Market	24/02/2022	10:00Am
Wote/Nzui	Wote social hall	24/02/2022	10:00Am
Mithini	Mutambua chiefs office	24/02/2022	10:00Am

All public participation for are open to all interested persons. Citizens are encouraged to provide their memoranda, suggestions and written submissions via budget@makueni.go.ke or through open budget portal www.makueni.go.ke/fy2022-23-budget-by-24th-February-2022

For more information on the specific venues kindly visit www.makueni.go.ke or the respective ward/village administrators

MARY KIMANI
CECM - FINANCE AND SOCIO ECONOMIC PLANNING

FOR: CHIEF OFFICER - OFFICE OF THE COUNTY SECRETARY

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COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE COUNTY SECRETARY AND HEAD OF PUBLIC SERVICE

KIRINYAGA WATER & SANITATION COMPANY (KIRIWASCO)

P.O. BOX 360-10300; KERICHO

Official Tel: 07465553568; Customer Care Line: 0715413591

Email: managingdirector@kiriwasco.co.ke/info@kiriwasco.co.ke

NOTICE OF PUBLIC CONSULTATION

Notice is given to the general public, pursuant to the Water Act 2016 – Section 139, that Kirinyaga Water and Sanitation Company Limited, has made application to the Water Services Regulatory Board (WASERB) for a Regular Tariff Adjustment.

Details of the proposed tariff adjustments can be obtained/viewed from the Company's website: www.kiriwasco.co.ke or at our offices located at Kagumo-Karutha Road Opposite Kagumo Stadium.

Written comments on improvements on service delivery and on the proposed upward tariff review should be addressed to the Managing Director, Kirinyaga Water and Sanitation Company, P.O. Box 360-10300, Kericho, or emailed to info@kiriwasco.co.ke or tariffs@waserb.go.ke. The closing date for receipt of comments shall be 30 days from the publication of this notice.

We advise that due to the challenges posed by the COVID-19 pandemic, the Company will hold a hybrid public consultation meeting (in person, physical and partly virtual as share below):

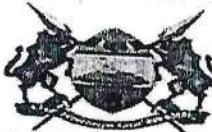
Despatch Date:	Venue:	Date and Time:
Physical meeting for invited stakeholders	Maya Gardens Sagana	9 th March 2022 from 10:00am
Virtual meeting	The link to join the meeting will be sent to participants.	9 th March 2022

Participation to the physical meeting shall be on letter of invitation and personal identification of participants shall be required at venue. Participants for the virtual meeting through Microsoft teams where the link that shall be sent to the participants in due course. For institutions and steps on registration and for joining the virtual meeting, kindly visit our website: www.kiriwasco.co.ke.

The registration for the virtual meeting will be open from 1st March 2022. Kindly register in advance of the meeting to receive confirmation containing instruction about joining the meeting. For enquiries: Mobile: 07465553568.



COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE COUNTY SECRETARY AND HEAD OF PUBLIC SERVICE

NAME AND CONTACT ADDRESSES OF PROCURING ENTITY.

NAME: COUNTY GOVERNMENT OF BUNGOMA.

**DEPARTMENT OF OFFICE OF THE COUNTY SECRETARY AND HEAD OF
PUBLIC SERVICE**

**P.O. BOX 437-50200
BUNGOMA.**

EMAIL ADDRESS: bungomacountygovt@gmail.com

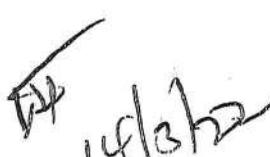
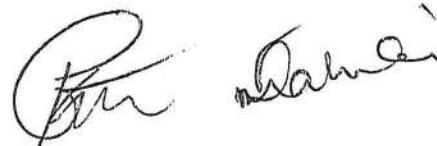
**TENDER EVALUATION REPORT AND RECOMMENDATION
FOR
AWARD OF CONTRACT
FOR**

**THE PROPOSED ERECTION AND COMPLETION OF ADMINISTRATION BLOCK
FOR MTC-MT ELGON.**

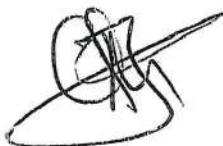
TENDER REFERENCE NUMBER: NEGOTIATION NO: 938734,-2021/2022

Date of Tender Report Submission

MARCH 2022.



FP 14/3/22



RT

1. Introduction

a. General

The approved requisition for the procurement Of works for the proposed erection and completion of Administration Block For MTC-Mt Elgon.-Tender reference number:938734,-2021/2022 where, Eligible Suppliers who are on the listed of Bungoma county registered suppliers were invited to bid through E-Sourcing— Request for Open Tender National in line with the **Provisions of the Public Procurement and Asset Disposal Act, 2015 PART IX, Section 92, Subsection (f)**, and was published to the IFMIS tender portal www.supplier.treasury.go.ke / or PPIP portal: www.tenders.go.ke portal on 18th February 2022 and appeared on the Kenya dailies of Standard and Nation of 18th February 2022.

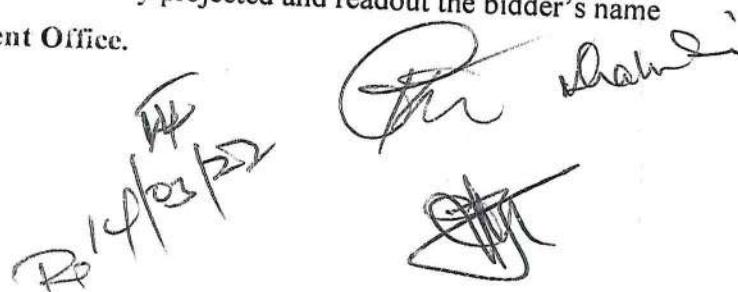
b. Submission of Tenders A summary of all the tenders

The invited bidders submitted there bids by uploading they tender documents in the www.bungoma.go.ke and/ or the IFMIS tender portal www.supplier.treasury.go.ke / or PPIP portal: www.tenders.go.ke portal which closed on 28th February 2022at 11:00 am .

c. Tender Opening

In accordance with the provisions of the Public Procurement and Asset Disposal Act,2015 Section 74, Instructions to Tenderers, bids were received and opened on 28TH February, 2022 at 11.00 am by an adhoc Bid Opening Committee and in the presence of the Bidders/Bidders' Representatives who chose to attend. A complete set of Tender documents was viewed and/or downloaded from the website www.bungoma.go.ke and/ or the IFMIS tender portal www.supplier.treasury.go.ke / or PPIP portal: www.tenders.go.ke portal using the unique IFMIS Negotiation Number free of charge. There was no a pre-tender meeting. There were only Nine (9) bidders who responded for the proposed erection and completion of Administration Block for MTC-Mt Elgon -Negotiation No:938734,-2021/2022. Copy of the invited bidders and bidders who returned as per the IFMIS PRINT out attached

The bid opening minutes are attached as .The Secretary projected and readout the bidder's name in the main Boardroom County Government Office.



Handwritten signatures and initials are present at the bottom of the page, including 'R', 'JK', 'P', 'G', 'Shah', and 'S'.

THE PROPOSED ERECTION AND COMPLETION OF ADMINISTRATION
BLOCKFOR KMTC-MT.IFMIS NEGOTIATION NO:938734.-2021/2022

List of responsive bidders is shown above

S/NO	TENDERERS NAME	ADDRESS	CONTACT	BID AMOUNT AND SOURCE	AMOUNT QUOTED
1	CARDIO CLOUD AFRICA LIMITED	P.O BOX 1187 BUNGOMA	P.O.BOX 1187 BUNGOMA Tel 0735306335	BID AMOUNT AND SOURCE	20,328,605.60
2	GAUSSIAN SOLUTIONS LIMITED	P.O BOX 14649 NAIROBI	P.O.BOX 14649 TEL 0724104348	NOT ATTACHED	18,364,157.20
3	MAFIGAH EAST AFRICA LIMITED	P.O BOX 11 VIHINGA	P.O BOX11 VIHIGA	METROPOLITAN CANNON GENERAL INSURANCE LTD	19,979,358.60
4	MATUNI ENTERPRISES LIMITED	P.O BOX 2968 ELDORET	P.O BOX 2968 ELDORET Tel-	AMACO INS.COMPANY LTD	20,059,775.60
5	MUDAMI LOGISTICS LIMITED	P.O BOX 122 CHWELE	P.O BOX 122 CHWELE TEL 0733458456	NOT ATTACHED	20,406,789.60
6	NENA BUSINESS VENTURES LIMITED	P.O BOX 122 CHWELE	P.O BOX 1204 BUNGOMA TEL0728457458	NOT ATTACHED	20,002,378.80
7	Session Blue Contractors Limited	P.O BOX 77774 KILIMANI	P.O BOX 77774 KILIMANI	NOT ATTACHED	18,903,452.80
8	SKY PORT LOGISTICS LIMITED	P.O BOX 846 NAIROBI	P.O BOX 846 NAIROBI TEL0790516575	SIDIAN BANK	19,258,876.80
9	TELEFIX INVESTMENT LIMITED	P.O BOX 7674 NAIROBI Page 3 of 18	P.O BOX 7674 NAIROBI TEL0758512305	AMACO INS.COMPANY LTD	20,400.931.60

Wahab

RP 14/3/22

John

Pursuant to the provision of the Public Procurement and Asset Disposal Act, 2015 section 46, the Adhoc Tender Evaluation Committee was constituted by the County Chief Officer Office of the County Secretary in consultation with the County Secretary vide a letter Ref: CG/BGM/APP/VOL.II/BGM/CNTY/CS/OT/NE/938714,939585&938734-2021/2022 dated 25th February, 2022 to carry out the technical and financial evaluation of the proposed erection and Completion of Administration block for KMTC-Mt. Elgon Negotiation NO:938734-2021-2022,

The team comprised of the following; Tender evaluation committee members.

S/NO	NAME	P/NUMBER	PHONE NUMBER	E-MAIL ADDRESS	DESIGNATION
1.	SIBOE TADAYO	20140104007	0728613326	tadayosiboe@yahoo.com	CHAIRPERSON
2.	TONY KIBETI	20150007088	0726875074	tchongwony@yahoo.com	MEMBER
3.	PETER OKUMU	20160041387	0725404274	peterokumu829@yahoo.com	MEMBER
4.	WYCLIFFE MATUMBAI	20150017548	0727472197	wamatumbai@yahoo.com	MEMBER
5.	WALIAULA LEVI	20150030327	0711965714	wamalwalevi@yahoo.com	SECRETARY

A copy of the appointment letter is attached

2. Preliminary Evaluation

The evaluation was conducted in accordance with the criteria set out in the invitation for bids & in the standard tender document. The evaluation committee first conducted a preliminary evaluation based on the below set out criteria:

1. Category of Registration with National Construction Authority in the relevant trade and or any other statutory bodies for building works: NCA 6 and above.
2. Certified copy of Valid Single business permit from any county government authority
3. Certified copy of Valid Tax compliance certificate issued by Kenya Revenue Authority.
4. Certified copy of Company certificate of incorporation / certificate of registration.
5. Duly filled, signed and stamped Form of Tender.

14/3/22 *[Signature]*
Re: *[Signature]*

6. Provision of Bid Security of Kshs 700,000.00 from reputable bank or approved insurance firm by PPRA.
7. Certified copy of CR12 and must provide copies of IDs/passport for Directors.
8. Certified Renewed copy of practicing license with NCA as per the tender notice
9. All pages MUST be serialized/ paged

Responsive in the entire Mandatory Requirement (MR) above or non-responsive. the non-responsive submissions will be eliminated from the entire evaluation process and will not be considered further

Preliminary Evaluation for Responsiveness of the Bids

For purposes of the evaluation and confidentiality, each member was assigned a unique code number to use throughout the evaluation. E1, E2, E3, and E4

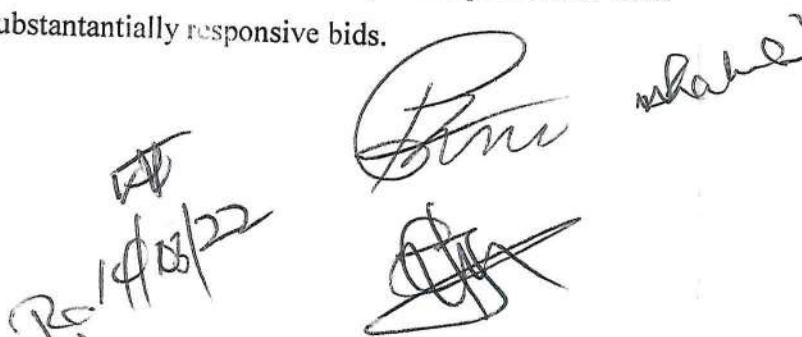
1. SIBOE KIBABA
2. TONY KIBETI
3. MATUMBAI WYCLIFFE
4. PETER OKUMU

Each member of the evaluation committee evaluated independently from the other members prior to sharing his or her analysis questions and evaluation including his or her rating with the other members of the technical evaluation committee. The individual score sheets are attached as records of a procurement proceeding.

Responsive of Tenders

A substantially responsive Bid is one that conforms to all the terms, conditions, and specifications of the bidding documents without material deviation or reservation and has a valid tender bank/insurance guarantee. A material deviation or reservation is one:-

- (a) which affects in any substantial way of the scope, quality, or performance of the works
- (b) Which limits in any substantial way, inconsistent with the bidding documents, the Employer's rights or the bidder's obligations under the contract; or
- (c) Whose rectification would affect unfairly the competitive position of other Bidders presenting substantially responsive bids.



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- A tender is responsive if it conforms to all the eligibility and other mandatory requirements in the tender documents.

Pursuant to section 79(2) of the Public procurement and Asset Disposal Act, 2015

A responsive tender shall not be affected by:-

- (a) Minor deviations that do not materially depart from the requirements set out in the tender document; or
- (b) Errors or oversights that can be corrected without affecting the substance of the tender.

A deviation described in subsection 79 (2) (a) shall be quantified to the extent possible and be taken into account in the evaluation of tenders

Pursuant to section 82 of the Public procurement and Asset Disposal Act, 2015

There is no correction of errors. The tender sum as submitted and read out during the tender opening shall be absolute and final and shall not be the subject of correction, adjustment or amendment in any way by any person or entity.

4.1.2 Non-Substantial deviations

If a bid is not substantially responsive, it will be rejected by the Employer and may not subsequently be made responsive by correction or withdrawal of the non-conforming deviation or reservation. Each bid was checked for completeness. A Bid is responsive if it conforms to all



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the mandatory requirements in the tender documents and Instructions to Bidders, all amendments issued during the period of bidding in accordance with Section 1, Clause 102 of the Conditions of Bid and Instructions to Bidders and all other requirements embodied in the bidding documents. This comprised among other things:-

The results of the preliminary evaluation were summarized in Table 2: Responsiveness of the Bids

MIR	TENDERERS ARE REQUIRED TO SUBMIT COPIES OF THE FOLLOWING MANDATORY DOCUMENTS WHICH WILL BE USED DURING PRELIMINARY EXAMINATION TO DETERMINE RESPONSIVENESS	BI	B2	B3	B4	B5	B6	B7	B8	B9
1.	Category of Registration with National Construction Authority in the relevant trade and or any other statutory bodies for building works: NCA 6 and above.	X	✓	✓	X	✓	✓	✓	✓	✓
2.	Certified copy of Valid Single business permit from any county government authority	X	✓	✓	X	X	✓	✓	✓	X
3.	Certified copy of valid Tax compliance certificate issued by Kenya Revenue Authority.	✓	✓	✓	X	✓	✓	✓	✓	X
4.	Certified copy of Company certificate of incorporation / certificate of registration.	✓	✓	✓	X	✓	✓	✓	✓	X
5.	Duly filled, signed and stamped Form of Tender.	✓	✓	✓	✓	✓	✓	X	✓	X
6.	Provision of Bid Security of Kshs 700,000.00 from reputable bank or approved insurance firm by PPRA.	X	✓	✓	X	X	✓	✓	✓	X
7.	Certified copy of CR12 and must provide copies of IDs/passport for Directors.	✓	✓	✓	X	X	✓	✓	✓	X

8.	Certified Renewed copy of practicing license with NCA as per the tender notice	X	✓	✓	✓	X	✓	✓	✓	✓	X
9.	All pages MUST be serialized/ paged	✓	✓	✓	✓	X	✓	✓	✓	✓	V
	REMARKS	NR	R	R	NR	NR	NR	NR	R	NR	

KEY: ✓ denotes YES, X denotes NO.R denotes Responsive, NR denotes Non Responsive

At this stage, the tenderer's submission will either be responsive in all the mandatory (MR) requirement above or non-responsive. The non-responsive submissions will be eliminated from the entire evaluation process and will not be considered further.

Discussions

Bidder 1

The bidder failed to satisfy/ meet the following Mandatory requirements;

1. Category of Registration with National Construction Authority in the relevant trade and or any other statutory bodies for building works: NCA
2. Copy of license attached for roads Not building.
3. Provision of bid Security of Kshs 700,000.00 from reputable bank or approved insurance firm by PTRA was not attached.
4. Certified renewed copy of practicing license with NCA as per tender notice attached for roads Not building works.

- In view of this the bidder was considered Non- Responsive and their did not proceed to the next level of evaluation tenders **were not evaluated further.**

Bidder 2

The bidder met the necessary requirements and was found responsive and therefore **ACCEPTED** for further evaluation.

Bidder 3

The bidder met the necessary requirements and was found responsive and therefore **ACCEPTED** for further evaluation.

Bidder 4

1. **Category of Registration with National Construction Authority in the relevant trade and or any other statutory bodies for building works: NCA 6 and above.** not attached
2. Certified copy of Valid Single business permit from any county government authority
Not attached
3. Certified copy of Valid Tax compliance certificate issued by Kenya Revenue Authority
Not attached
4. Certified copy of Company certificate of incorporation / certificate of registration
Not attached.
5. Provision of Bid Security of Kshs 700,000.00 from reputable bank or approved insurance firm by PPRA Not attached.
6. Certified copy of CR12 and must provide copies of IDs/passport for Directors Not attached
7. Certified Renewed copy of practicing license with NCA as per the tender notice Not attached

- In view of this the bidder was considered Non- Responsive and their tenders **were not evaluated further**

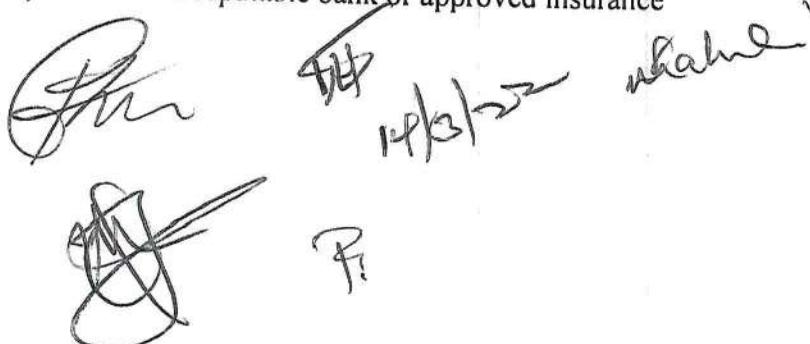
Bidder 5

1. **Category of Registration with National Construction Authority in the relevant trade and or any other statutory bodies for building works: NCA 6 and above.** not attached
2. Certified copy of Valid Single business permit from any county government authority
Not attached
3. Provision of Bid Security of Kshs 700,000.00 from reputable bank or approved insurance firm by PPRA Not attached.
4. Certified copy of CR12 and must provide copies of IDs/passport for Directors Not attached
5. Certified Renewed copy of practicing license with NCA as per the tender notice Not attached
6. Pages not Serialized

- In view of this the bidder was considered Non- Responsive and their tenders **were not evaluated further**

BIDDER 6

1. Certified copy of Valid Single business permit from any county government authority
Expired.
2. Certified copy of valid Tax compliance certificate issued by Kenya revenue Authority
Expired.
3. Provision of Bid Security of Kshs 700,000.00 from reputable bank or approved insurance
Pages not Serialized



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- In view of this the bidder was considered Non- Responsive and their tenders **were not evaluated further**

BIDDER 7

1. Tender form not duly filled
 - In view of this the bidder was considered Non- Responsive and their tenders **were not evaluated further**

Bidder 8

- The bidder met the necessary requirements and was found responsive and therefore **ACCEPTED** for further evaluation.

BIDDER 9

1. Certified copy of Valid Single business permit from any county government authority
Not Certified
2. Certified copy of Valid Tax compliance certificate issued by Kenya Revenue Authority
Not certified
3. Certified copy of Company certificate of incorporation / certificate of registration Not
Certified
4. Provision of Bid Security of Kshs 700,000.00 from reputable bank or approved insurance
firm by PPRA Not Certified.
5. Certified copy of CR12 and must provide copies of IDs/passport for Directors Not
Certified
6. Certified Renewed copy of practicing license with NCA as per the tender notice Not
Certified
7. Tender form not attached.

- In view of this the bidder was considered Non- Responsive and their tenders **were not evaluated further**

According to the preliminary results, there were only Nine (9) bidders who responded for the tender of the Proposed Erection and Completion of Administration block for MTC-MT. Elgon Negotiation : 938734-2021-2022, Copy of the invited bidders and bidders who returned as per the IFMIS PRINT out attached however out of Nine (9) firms who submitted the bids only 3 (three) were responsive. Therefore, were ACCEPTED for further evaluation.

Introduction

Where the lowest evaluated responsive tenderer under the **provision of the Public Procurement and Asset Disposal Act, 2015 Section 83**, is determined not to be qualified, the tender shall be rejected and a similar confirmation of qualification shall be conducted on the tenderer who submitted the second lowest evaluated responsive bid. It was conducted on tenders that had passed the preliminary evaluation for technical conformity. The technical evaluation precedes the financial evaluation. If the tender does not meet the technical requirements, it is not responsive and does not proceed to financial evaluation

Technical Evaluation

This section applied to qualified tenderers from qualification criteria below. It contains all the factors, methods and criteria used for technical evaluation. The information to be provided in relation to each factor and definitions of the corresponding terms were included in the respective application forms (schedules)

The committee examined tender documents and scored them based on their validity, accuracy and quality. Where the tenderer failed to submit the mandatory requirement, the tenderer was disqualified.

Tenderers who provided all mandatory requirements and specified percentage score in technical evaluation and above proceeded to the financial evaluation.

Bidders who met all technical requirements and scored 70% and above in technical evaluation proceeded to the financial evaluation.

The detailed scoring plan shall be as shown in table 1 below: -MT ELGON

Item	Description	Point Scored	Max. Point	B2				B3				B8			
				E1	E2	E3	E4	E1	E2	E3	E4	E1	E2	E3	E4
	Statement of Compliance														
	Filled signed and stamped3	3	0	2	0	0	2	3	3	3	3	0	3	3	3
	Signed but not stamped or vice versa.....2														
	Not signed nor stamped.....0														
ii	Confidential Business Questionnaire Form.		5	3	3	5	5	3	5	5	5	3	5	5	5
	Completely filled.....5														
	Partially filled3														
	Not filled.....0														
iii	Key Personnel (Attach evidence)		20												
	Director of the firm		4												
	o Holder of degree or diploma in relevant Engineeringfield4														
	o Holder of certificate in relevant Engineering field-3														
	o Holder of trade test certificate in relevant Engineeringfield1														
	o No relevant certificate0														

R

Mahesh

8

what

vi	Schedules of contractors equipment and transport (attach proof or evidence of ownership)	4	8	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	
	o Means of transport (Vehicle).....4																													
	o No means of transport0																													
	For each specific equipment required in the installation of the work being tendered for. (Maximum No. of equipment to be considered - 2No.)-2																													
vii	Contracts performance with clients	4																												
	▪ Contracts on schedule/New contracts15																													
	▪ Contracts behind schedule without redress from project manager5																													
	▪ Contract with default notices without redress from project manager3																													
	▪ Terminated contracts in the last five years.....0																													
viii	Financial report																													
	Audited financial report (last three (3) years)																													
	o Annual turnover greater or equal to 5 times the cost of the project.....10																													
	o Annual turnover greater or equal to 3 times the cost of the project.....6																													
	o Annual turnover greater or equal to the cost of the project4																													
	o Turnover below the cost of the project2																													

R
Malini

IX	Evidence of Financial Resources (cash in hand, lines of credit, over draft facility etc)	10	10	5	10	10	5	0	10	5	5
	o Has financial resources equal or above the cost of the project -----	10									
	o Has financial resources below the cost of the project -----	5									
	o Has not indicated sources of financial resources -----	0									
X	Name, Address and Telephone of Banks (Contractor to provide)	5	5	5	0	5	5	5	5	5	5
	o Provided -----	5									
	o Not provided -----	0									
Xi	Litigation History	3	3	3	3	3	3	0	3	3	0
	o Filled -----	3									
	o Not filled -----	0									
Xii	Solidity of the tender document	5	5	5	5	5	5	5	5	5	5
	o Having the document intact (not tampered with in any way)-----	5									
	o Having mutilated or modified the tender document-----	0									
	TOTAL	100	55	52	53	55	52	42	48	48	61
											65
											60
											65

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Technical results observations

Reasons why any tenders were rejected details of any minor deviations and the way in which such deviations were quantified and taken into account in the evaluation and comparison of the tenders;

Candidates will require scoring a minimum of 70 to proceed to the next stage (financial stage) for further evaluation. Those who score below 70 will be eliminated at this stage from the entire evaluation process and will not **BE CONSIDERED FURTHER**. However, the system threshold was 70 marks while the bill of quantities was 60 marks. Therefore the committee used the system threshold as applied on the tender document

Financial evaluation

Upon completion of the technical evaluation the evaluation committee conducted a financial evaluation and comparison to determine the evaluated price of each tender.

- a) The evaluated price for each bid shall be determined by:
- b) Taking the bid price in the tender form;
- c) Taking into account any min or deviation from the requirements accepted by procuring entity
- d) where applicable, converting all tenders to the same currency, using the Central Bank of Kenya exchange rate prevailing at the tender opening date;
- e) Applying any margin of preference indicated in the tender document.

Note: Any errors in the submitted tender arising from a miscalculation of unit price, quantity, and subtotal and total bid price shall be considered a major deviation that affects the substance of the tender and shall lead to disqualification of the tender as non-responsive.

Recommendation

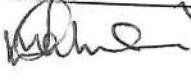
Pursuant to the provision of the Public Procurement and Asset Disposal Act, 2015 section 86(a); the committee recommends that Tender for the **Proposed Erection and completion of Administration Block For MTC-Mt. Elgon Negotiation No. 18734 -2021/2022** be awarded to **SKY PORT LOGISTICS LIMITED P.O BOX 1672-50200 BUNGOMA** at **KSH.19,258,876.80/-** inclusive of VAT.

Minutes prepared by

WALIAULA LEVI DATE 24/3/22 SIGNATURE WL

R

SIGNATURES OF TENDER EVALUATION COMMITTEE MEMBERS.

S/No	Name	Position	Signature	Date
1	SIBOE TADAYO	Chair		14/3/22
3	TONEY KIBETI	Member		14/3/22
4	PETER OKUMU	Member		14/3/22
5	WYCLIFFE MATUMBAI	Member		14/3/22

Committee's observations (if any)

Appendices

1. Approved Requisition
2. Tender advertisement notice (invitation to tender).
3. Letters of appointments of tender opening committee.
4. Tender opening register (records of attendance at bid opening).
5. Tender opening minutes.
6. Letter of appointment of tender evaluation committee.
7. Detailed Preliminary, Technical individual score sheets prepared by each evaluator.

COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE DIRECTORATE OF SUPPLY CHAIN

From: Director Supply Chain Management

To: Accounting Officer- Office of the County Secretary and Head of Public Service

Ref: 938734-2021/2022

Date: 15th March, 2022

TENDER NAME: THE PROPOSED ERECTION AND COMPLETION OF ADMINISTRATION BLOCK MTC MT. ELGON SUB COUNTY

The above matter refers,

The following comments have been prepared in fulfilment of the requirements of section 84 of the Public Procurement and Asset Disposal Act, 2015 (PP&AD, ACT, 2015).

S/No	Item	Description
1	Tender Description	THE PROPOSED ERECTION AND COMPLETION OF ADMINISTRATION BLOCK MTC MT. ELGON SUB COUNTY
2	User Department	OFFICE OF THE COUNTY SECRETARY AND HEAD OF PUBLIC SERVICE
3	Source of Funds	KENYA DEVOLUTION SUPPORT PROGRAMME(KDSP)
4	Funds Availability	2021-2022 BUDGET (20,000,000)
5	Method of Procurement	OPEN NATIONAL TENDER

Procurement Process

I have reviewed the tender evaluation report generated from the IFMIS Portal and noted the following:-

Your approved requisition dated 11th February, 2022 by your office formed the subject matter.

- i. The bidders were invited on Friday, 18th February, 2022 through Open National Tender via The Standard Newspaper and The Daily Nation in the IFMIS system as per section 96 of the Public Procurement and Disposal Act 2015, where 9 bidders responded as per opening records in the IFMIS system.
- ii. The tender closed automatically through the IFMIS on Monday, 28th February, 2022 at 11:00am local time and was opened electronically through the same IFMIS Portal by a committee appointed by your office through a letter CG/BGM/APP/VOL.I/BGM/CNTY/CS/UE/NEG/938714,939585 & 938734-2021-2022 dated 25th February, 2022 in line with the Public Procurement and Disposal Act section 78 requirements as per the opening records generated by the opening committee.
- iii. Table 1: Opening Committee Members

COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE COUNTY SECRETARY & HEAD OF PUBLIC SERVICE

Telephone: 0725 39 39 39
E-mail: countysecretary@bungoma.go.ke

Municipal Building
P O BOX 437- 50200
BUNGOMA

Our Ref: BGM/CNTY/CS/REGRE/OT/938714/2021/2022

16th March, 2022

SKY PORT LOGISTICS LIMITED
P.O BOX 1672-50200,
BUNGOMA.

Dear Sir/Madam,

**RE: TENDER FOR THE PROPOSED ERECTION AND COMPLETION OF ADMINISTRATION
BLOCK MTC MT ELGON SUB- COUNTY NEGOTIATION NO: 938734/2021/2022**

NOTIFICATION OF AWARD

This is to notify you of the County Government's acceptance of the tender for the above captioned subject matter in the amount of **Kshs.19,258,876.80/- (Nineteen Million, Two Hundred and Fifty-Eight Thousand, Eight Hundred And Seventy Six Shillings and Eighty Cents Only)** all taxes inclusive where applicable.

You are required to give formal written unconditional acceptance of this offer within 7 days.
This notification of award shall lead to conclusion of a contract between the parties, which shall be confirmed through provision of Contract Agreement with the Procuring Entity.

For any inquiries appertaining to this communication, contact the undersigned

Thank you.

DR. SIMIYU CHRIS NYONGESA (PhD)
CHIEF OFFICER,
OFFICE OF THE COUNTY SECRETARY & HEAD OF PUBLIC SERVICE

APPENDIX
COUNTY GOVERNMENT OF BUNGOMA



THE COUNTY CHIEF OFFICER, OFFICE OF THE COUNTY
SECRETARY

Between

THE COUNTY GOVERNMENT OF BUNGOMA

And

M/S SKY PORT LOGISTICS LIMITED

For

THE PROPOSED ERECTION AND COMPLETION
OF ADMINISTRATION BLOCK MTC AT ELGON SUB-COUNTY
NEGOTIATION NO 938734/2021/2022.

APRIL 2022

and install the works in accordance with the specifications and drawings substructure, excavation, disposal, planking and structuring, filling, murrum, anti-termite and herbicide treatment, concrete works, reinforcement, walling, plint finishes, paving slabs, roof covering, carpentry, boarding, paint and decoration, one undercoat, two coats oil paint full gloss finish to crown paints or equivalent, windows, metal works, glazing, steel doors, glazing, iron mongery, floors and ceiling. The works may commence on the start date and shall be carried out in accordance with the program submitted by the contractor, as updated with the approval of the Project manager, and complete them by the intended completion date. The works to be executed under this

Contract Agreement for

4. THE PROPOSED ERECTION AND COMPLETION OF
ADMINISTRATION BLOCK MTC AT ELGON SUB-COUNTY
NEGOTIATION NO 938734/2021/2022

5. shall comprise mainly but are not limited to the, Substructures, reinforcement concrete frame, roofing, walling, windows, doors, and finishes purpose made steel gate, K.P.L service line and any other activity not listed above but may be deemed necessary and instructed by the Project Engineer as set out in Tender Negotiation No.938734/2021/2022

6. Works Performance Standards

- a) The Contractor and the Employer in the Contractor in consideration of the execution and completion of the Works and the remedying of defects therein as described in the documents enlisted in clause 4 above shall establish an instrument to be signed by their respective representatives for evaluation at each installation site.
- b) The Contractor undertakes to execute high quality works and to perform the works to the highest standards required of such a task.

c) The Contractor undertakes and guarantees to provide the contracted Works as per the specifications set out in the Tender Document and shall meet the general deliverables detailed therein. The employer's Project Officers shall on daily basis and on such other periodic intervals verify that the said deliverables are met and prepare an appropriate report with recommendations which together with a monthly summary of the works standard attained, shall accompany the invoices for payment.

7. Warranty

The Contractor warrants that it has the appropriate licenses and authorizations required to **THE PROPOSED ERECTION AND COMPLETION OF ADMINISTRATION BLOCK MTC AT ELGON SUB-COUNTY**

NEGOTIATION NO 938734/2021/2022

as set out in Tender Negotiation No.938734 located in Elgon in Bungoma county and to undertake the upgrading and carry out any relevant works hereto and shall at all times during the currency of this Agreement continue to have the said licenses and authorizations.

- a) The Contractor further warrants that the Materials supplied are free from any manufacturer's defect and grant a warranty for a period of 12 months starting from the date of the relevant Site Acceptance Test Certificate. For any item for which a manufacturer's warranty is granted, such warranty will be transferred "as is" in lieu of any other warranty.
- b) During the warranty period the defective materials will be repaired or replaced free of charge within a reasonable time from the date the Contractor is notified in writing of such failure by the Employer or from the date the failed material is sent for repair, provided that they have been used and maintained in accordance with the related Instructions Manuals and have not been subject to unauthorized repair or alterations.

9. Payments

The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works-

**THE PROPOSED ERECTION AND COMPLETION OF
ADMINISTRATION BLOCK MTC AT ELGON SUB-COUNTY
NEGOTIATION NO 938734/2021/2022 as set out in Negotiation No.**

938734 located in Mt Elgon in Bungoma County and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the Contract at the times and in the manner prescribed by the Contract as per the application of payment made by the contractor in relation to the work performed through issuance of certificate by the project manager.

10. Term

The Contractor shall execute the works for a term of twenty Weeks (20), five (5) Months from date of Possession of the site to Both days inclusive ("the Contract Period"). The parties may mutually, in writing, extend the said period for such duration and on such terms as may be agreed subject to compliance with procurement laws.

11. Project Administration

The project will be implemented as per the County Project Governance Framework and the client will designate an officer as provided under the PPDA. The Project Manager will be responsible for the coordination of activities under this Agreement, acceptance and approval of any reports from the Contractor and of other deliverables by the Client. The Contractor

15. Notices and Communication

All notices required to be given hereunder shall be sufficiently given if delivered or sent by post addressed as set out below or to such other address as may be designated by either party by written notice to the other by delivery, registered post, or by facsimile at the numbers provided here below:

If to the Client COUNTY CHIEF OFFICER OFFICE OF THE COUNTY
SECRETARY COUNTY GOVERNMENT OF BUNGOMA, P.O. BOX 437 - 50200
BUNGOMA

If to the Contractor DIRECTOR,

M/S SKY PORT LOGISTICS LIMITED

Assignment

The Contractor may subcontract with the approval of the project Manager, but may NOT assign this Contract or sub-contract or any portion of it without the Employer's prior written consent. Subcontracting shall Not alter the contractor's obligations.

16. Waiver

Subject to applicable law, no delay or failure by either party to exercise any of its powers, rights or remedies under this Agreement will operate as a waiver of them nor will any single or partial exercise of any such powers, rights or remedies preclude any other or further exercise of them. For any waiver, to be effective, the same must be in writing.

17. Entire Agreement and Variation

This Agreement contains the full and complete understanding between the parties and supersedes all prior arrangements and understandings whether written or oral appertaining to the subject matter of this Agreement and may not be varied except by an agreement in writing signed by the parties to this Agreement.

18. Severability

affected and will take every reasonable measure to minimize the delays or inconvenience arising therefrom.

- c) If the force majeure circumstances persist for more than Fourteen (14) days after the initial notification by the party pleading force majeure, either party may serve the other party with seven (7) days' notice of termination.

22. Dispute Resolution

In case any dispute or difference arises between the Employer or the Project Manager on his behalf and the Contractor, either during the progress or after the completion or termination of the works with respect to this Agreement, the parties shall make good faith efforts to resolve the dispute through negotiations between them. Any dispute arising out of the Agreement which cannot be amicably settled between the parties shall within seven (7) days from the date the dispute is notified be referred by either party to arbitration for the final decision of an Arbitrator to be agreed between the parties. Failing agreement on the appointment of an Arbitrator within fourteen (14) days from the date of notification of the dispute, the Arbitrator shall be appointed by the Chairman of the Chartered Institute of Arbitrators, Kenya Branch, on the request of the party applying for arbitration pursuant to and in accordance with the Arbitration Act of 1995 or any statutory modification or re-enactment thereof.

23. Applicable Law and Compliance with the Law

- a) The Contract shall be governed by the Laws of Kenya and the language of the Contract shall be English Language.
- b) The Contractor shall ensure that it complies with all the laws and regulations in particular those that relate to execution and completion of the Works and the remedying of defects therein and shall, in respect of all persons employed by it

Signature..... ~~ABHISHEK~~.....)

Date..... 04/05/2022.....)

COUNTY GOVERNMENT OF BUNGOMA



OFFICE OF THE COUNTY CHIEF OFFICER FOR
ROADS, INFRASTRUCTURE & PUBLIC WORKS

Telephone No. 055-30343

E-mail: roadspublicworks@bungoma.go.ke

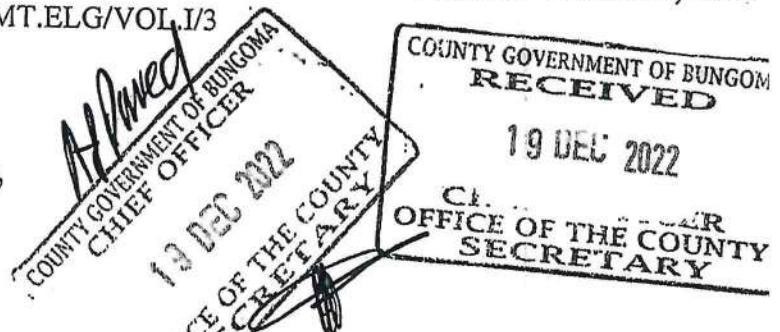
Former KeRRA Offices, Kan
P.O. Box 437-50200, Bung

Your Ref:

Our Ref: BGM/RPW/KMTC/MT.ELG/VOL.I/3

Date: 16th December, 2022

The Chief Officer,
Office of the County Secretary,
P.O. Box 437,
BUNGOMA.



**RE: PROPOSED ERECTION AND COMPLETION OF AN ADMINISTRATION/TUITION
BLOCK AT MT. ELGON KMTC IN BUNGOMA COUNTY**

Forwarded for your further action, please find Interim Certificate No. 2 amounting to Kshs. 9,231,491.12 only in favour of M/S. Skyport Logistics Ltd of P.O. Box 846-50200 Bungoma, for work done to date.

QS. H.K Silungi
For CHIEF OFFICER
ROADS, INFRASTRUCTURE AND PUBLIC WORKS

C.C

➤ CECM ~ ROADS, INFRASTRUCTURE AND PUBLIC WORKS

VALUATION OF WORK DONE AND MATERIALS ON SITE
Negotiation No. 938734-2021/2022

M.O.W 125

Contract Name: PROPOSED ERECTION AND COMPLETION OF AN ADMINISTRATION/ TUITION BLOCK A1
ELGON KMTC IN BUNGOMA COUNTY

Certificate No.2

NAME OF CONTRACTOR: M/S SKYPORT LOGISTICS LIMITED OF P.O BOX 846-50200 BUNGOMA

ORIGINAL CONTRACT SUM: KSHS. 19,258,876.80
REVISED CONTRACT SUM:

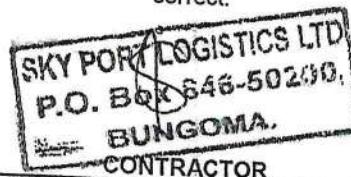
	This Certificate(K)
A. PRELIMINARIES	1,300,00
B. WORK DONE	15,302,15
C. MATERIALS ON SITE	
D. PROJECT MANAGEMENT	
E. SUB-TOTAL	
F. ADD VAT @ 16%	16,602,15
G. SUB - TOTAL 1	2,656,34
H. LESS 10% RETENTION	19,258,491
I. SUB TOTAL 2	1,925,849
J. LESS 3% WITHHOLDING TAX(3% SUB - TOTAL 2)	17,332,646
K. LESS 2% WITHHOLDING VAT (2% SUB-TOTAL)	560,927
L. LESS PREVIOUS CUMMULATIVE GROSS	332,043
M. TOTAL CUMULATIVE GROSS FOR THIS PAYMENT	10,027,005
L. NET PAYABLE	9,231,491
M. INTEREST ON LATE PAYMENTS	16,439,676
N. LESS ADVANCE PAYMENT	0
O. TOTAL PAYMENT	16,439,676
P. LESS PREVIOUS PAYMENTS	8,559,376
Q. NOW DUE TO CONTRACTOR (INCLUSIVE OF 14% VAT)	7,880,299.

Total retention	1,925,849.63
Previous retention	1,002,700.52
This retention	923,149.11

Total Withholding tax	560,927.08
Previous Withholding tax	292,048.70
This certificate	268,878.38

Total Withholding VAT	332,043.04
Previous withholding VAT	172,879.40
This certificate	159,163.64

I hereby confirm the above rates & quantities are correct:



Authorised by:

JOHN MUNIALO


Director Public Works
County Government of Bungoma
P.O. Box 437-50200
Bungoma

For Director- Public Works

Authorised by:

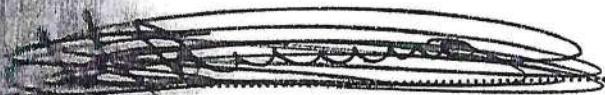
QS. H.K.Silungi


For Chief Officer Roads, Transport & Public Works - Bungoma County

**FINANCIAL APPRAISAL FOR THE PROPOSED ERECTION AND COMPLETION OF AN
ADMINISTRATION/TUITION BLOCK AT MT ELGON KMTC IN BUNGOMA COUNTY.**

ITEM NO	DESCRIPTION	OMISSION	ADDITION
	CONTRACT SUM		16,602,480.0
1.0	PRELIMINARIES	1,300,000.00	1,300,000.0
2.0	BUILDER'S WORK	10,150,420.00	11,626,960.0
3.0	DRIVEWAY AND PARKING	1,202,950.00	-
4.0	GATE	908,530.00	907,530.
5.0	SENTRY	1,140,580.00	1,028,050.
6.0	ADJUSTING P.C & PROVISIONAL SUMS		
6.1	Electrical Works	600,000.00	1,357,950.
6.2	Mechanical Works	300,000.00	381,662.
6.3	Contigencies	1,000,000.00	
	TOTALS	16,602,480.00	33,204,632.
	DEDUCTIONS		16,602,480.
	PROJECTED FINAL CONTRACT SUM WITHOUT VAT		16,602,152.
	16% VAT		2,656,344.
	PROJECTED FINAL CONTRACT SUM WITH VAT		19,258,496.
	NET OMISSIONS TO CONTRACT SUM		380.
	NET OMISSIONS TO CONTRACT SUM		380

~~Approved By:~~



Eng. P.K. Langi
District Public Works
Bungoma County

SKY PORT LOGISTICS LIMITED

CS99	SKY Port Logistics	Proposed erection and Completion of Administration Block	Mt.Elgon Sub-County Hospital	10,027,005.20
CS141	SKY Port Logistics	Proposed erection and Completion of Administration Block	Mt.Elgon Sub-County Hospital	9,231,491.10
SUBTOTAL				19,258,496.30

4,950,000/-



REPUBLIC OF KENYA

THE LAND REGISTRATION ACT

(No. 3 of 2012, section 108)

THE REGISTERED LAND ACT

(*Chapter 300*) (REPEALED)

Title Deed

Title Number EL GON / KA P SOK WONY / 3570

Approximate Area (0.73) HA

Registry Map Sheet No. 8

This is to certify that COUNTY GOVERNMENT OF BUNGOMA

DEPARTMENT OF HEALTH-KMTC KAPSOKWONY = = = = = = = = = = =

is (are) now registered as the absolute proprietor(s) of the land comprised in the above-mentioned title, subject to the entries in the register relating to the land and to such of the overriding interests set out in section 28 of the Land Registration Act (No. 3 of 2012) as may for the time being subsist and affect the land.

GIVEN under my hand and the seal of the

BUN GOMA District Land Registry

3RD APRIL 23
this.....day of, 20.....

Land Registrar 405
A. O. Salbu

PART C—ENCUMBRANCES SECTION

Land Registrar
A. O. Baba *405