

CONTRACT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This AGREEMENT made this MAR 04 2022 between, the CITY GOVERNMENT OF BALANGA, with office address at City Hall, Poblacion, Balanga City, herein represented by **Hon. FRANCIS ANTHONY S. GARCIA** (hereinafter called the "Procuring Entity"), and **YELLOW GOLD CONSTRUCTION**, with office address at Vicarville Subd., Barangay Bagong Silang, City of Balanga, Bataan, herein represented by **Mr. DANTE MANALAYSAY** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute the **Concreting of Road at Barangay Ibayo, City of Balanga, Bataan** (hereinafter called "the Works") and the Entity has accepted the Bid for **ONE MILLION FOUR HUNDRED THIRTY-TWO THOUSAND ONE PESOS ONLY (P1,432,001.00)** by the Contractor for the execution and completion of such Works and the remedying of any defects herein.

WHEREAS, the whole work comprised in the contract shall be completed within seventy-five (75) calendar days in accordance with the Provision of the Bid Documents.

THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Contract Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Condition of Contract hereinafter referred to.
2. The following documents as required by the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of the Agreement, viz.;
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawings/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. Supplemental or Bid Bulletins, if any;
 - b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- c. Performance Security
- d. Notice of Award of Contract and the Bidder's conforme thereto; and
- e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

ENGR. MIGUELA SANCHEZ III
OIC - City Engineer

JOSELITO R. EVANGELISTA
City Treasurer

HON. FRANCIS ANTHONY S. GARCIA
City Mayor

YELLOW GOLD CONSTRUCTION
Supplier

3. In consideration of the sum of ONE MILLION FOUR HUNDRED THIRTY-TWO THOUSAND ONE PESOS ONLY (₱1,432,001.00) or such other sums as may be ascertained, YELLOW GOLD CONSTRUCTION agrees to execute the Concreting of Road at Barangay Ibayo, City of Balanga, Bataan in accordance with his/her/its Bid.
4. The CITY GOVERNMENT OF BALANGA hereby agrees to pay the above-mentioned sum in accordance with the terms of the bidding.

IN WITNESS WHEREOF the parties thereto have caused this Agreement to be executed the day and year first before written.


HON. FRANCIS ANTHONY S. GARCIA
City Mayor


DANTE MANALAYSAY
Authorized Representative

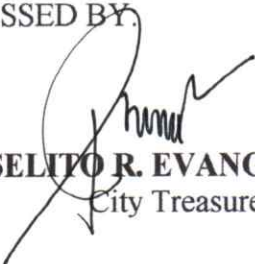
For:


For:

CITY GOVERNMENT OF BALANGA

YELLOW GOLD CONSTRUCTION

WITNESSED BY


JOSELITO R. EVANGELISTA
City Treasurer


Engr. MIGUEL A. SANCHEZ III
OIC - City Engineer

ACKNOWLEDGMENT

Republic of the Philippines)
Province of Bataan)
City of Balanga)

BEFORE ME, as the Notary Public for and in the Province of Bataan, personally came and appeared the following:

BEFORE ME, as the Notary Public for and within the City of Balanga, Province of Bataan, Philippines, personally appeared:


Name	Evidence of Identity	Date / Place of Issue
FRANCIS ANTHONY S. GARCIA	COB ID No. 0520	July 2016 / Balanga City
DANTE MANALAYSAY	_____	_____

WHO REPRESENT TO ME _____ s who executed the foregoing Contract Agreement and who acknowledged to me that the same is their true act and deed as well as that of the parties they represented.

This instrument consists of three (3) pages, including this page where the acknowledgement is written, signed by the contracting parties and their witnesses on the left margin of each and every page hereof.

WITNESS MY HAND AND NOTARIAL SEAL this MAR 04 2022 at
Balanga City, Bataan.

Doc. No. 411
Page No. 86
Book No. 658
Series of 2022


ATTY. TEODORO H. O. CAMACHO
NOTARIAL COMM. EXPIRES DEC. 31, 2021
PTR NO. 5800044-1/08/2021 6130120
ROLL OF ATTY. NO. 92568
MCLE COMPLIANCE NO. VI-0005810
IBP LIFETIME MEMBER NO. 03469



NOTICE OF AWARD

28 February 2022

YELLOW GOLD CONSTRUCTION
Vicarville Subd., Barangay Bagong Silang,
City of Balanga, Bataan

Dear Sir:

We are happy to notify you that your bid dated 03 February 2022 for execution of the project Concreting of Road at Barangay Ibayo, City of Balanga, Bataan for the Contract Price equivalent to **ONE MILLION FOUR HUNDRED THIRTY TWO THOUSAND AND ONE PESO ONLY (P1,432,001.00)** is the Lowest Calculated Responsive Bid, and you are hereby awarded the contract for the said project.

You are therefore required, within ten (10) days from the receipt of this Notice of Award, to formally enter into contract with us, and to submit the Performance Security in the form and the amount stipulated in the Instruction to Bidders. Failure to enter into the said contract or provide the Performance Security shall constitute sufficient ground for cancellation of this award and forfeiture of your Bid Security.

Very truly yours,

FRANCIS ANTHONY S. GARCIA
City Mayor

Conforme:
Mr. Dante Manalaysay
Contractor

Date



Republic of the Philippines
Province of Bataan
City of Balanga
OFFICE OF THE CITY MAYOR
(047) 2372256 / 2372969 / 2373510

NOTICE TO PROCEED

07 March 2022

YELLOW GOLD CONSTRUCTION
Vicarville Subd., Barangay Bagong Silang,
City of Balanga, Bataan

Dear Sir:

The attached Contract Agreement having been approved, notice is hereby given to YELLOW GOLD CONSTRUCTION that work may proceed on the project Concreting of Road at Barangay Ibayo, City of Balanga, Bataan within seven (7) days upon receipt of this Notice to Proceed.

Upon receipt of this notice, you are responsible for performing the services under the terms and conditions of the Agreement and in accordance with the Implementing Schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one copy and return the other to the City Government of Balanga.

Very truly yours,

FRANCIS ANTHONY S. GARCIA
City Mayor

I acknowledge receipt of this Notice on March 07, 2022

Name of the Representative of the Bidder: Mr. Dante Manalaysay

Authorized Signature: 



Republic of the Philippines
Province of Bataan
City of Balanga
OFFICE OF THE CITY MAYOR
(047) 237-2969 / 237-3510 / 237-2256 / 237-0722

RESOLUTION NO. 01, S. 2022

BAC RESOLUTION DECLARING LCRB AND RECOMMENDING APPROVAL

WHEREAS, the City Government of Balanga posted the Invitation to Apply for Eligibility and to Bid of the Concreting of Road at Brgy. Ibayo, City of Balanga, Bataan in the PhilGEPS and City Government of Balanga websites and on conspicuous place at the premises of the City of Balanga continuously for 7 days;

WHEREAS, in response to the said advertisements, three (3) contractors purchased bid documents;

WHEREAS, three (3) bidders submitted applications for eligibility and all were found eligible on February 3, 2022 and the same number of bidders submitted their bid proposals on the same date and the following bidders passed the preliminary examination of bids;

Name of Bidder	Total Bid Amount As Read (Php)	% Variance from ABC
YELLOW GOLD CONSTRUCTION	P 1,432,001.00	-1.07%
P&V CONSTRUCTION AND SALES	P 1,439,811.00	-0.53%
E.R. VENZON CONSTRUCTION	P 1,435,297.00	-0.84%

WHEREAS, the detailed evaluation of bids conducted on February 4 – 10, 2022 resulted in the following bids as calculated:

Name of Bidder	Total Bid Amount As Calculated (Php)	% Variance from ABC
YELLOW GOLD CONSTRUCTION	P 1,432,004.00	-1.07%
P&V CONSTRUCTION AND SALES	P 1,439,808.00	-0.53%
E.R. VENZON CONSTRUCTION	P 1,435,294.00	-0.84%

WHEREAS, upon post-qualification or careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the Bidder with the Lowest Calculated Bid, **YELLOW GOLD CONSTRUCTION**, its bid has been found to be responsive;

NOW, THEREFORE, We, the Members of the Bids and Awards Committee, hereby RESOLVE as it is hereby RESOLVED:

- a) To declare **YELLOW GOLD CONSTRUCTION** as the Bidder with the Lowest Calculated Responsive Bid for the Concreting of Road at Brgy. Ibayo, City of Balanga, Bataan.
- b) To recommend for approval by the City Mayor of the City Government of Balanga the foregoing findings.

RESOLVED, at the City of Balanga, this 23rd day of February 2022



MARILEN Z. ALONZO

City Assessor

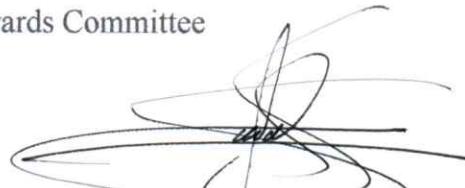
Chairman, Bids & Awards Committee



ELSA P. ILAGAN

City Planning & Dev't. Coordinator

Vice Chairman, Bids & Awards Committee



MIGUEL A. SANCHEZ III

OIC - City Engineer

BAC Member



LILIBETH T. CALATA

City General services Officer

BAC Member



VELMENT T. LAROZO

Assistant Department Head 1, CHRMO

BAC Member

ATTESTED:



VANESSA M. AGUILAR

BAC Secretariat

APPROVED:



FRANCIS ANTHONY S. GARCIA

City Mayor



Republic of the Philippines
Province of Bataan
City of Balanga
OFFICE OF THE CITY MAYOR
(047) 237-2969 / 237-3510 / 237-2256 / 237-0722

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RESOLVED, at the City of Balanga, this 23rd day of February 2022



MARILEN Z. ALONZO

City Assessor

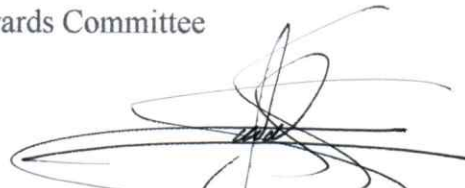
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BAC Member



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Assistant Department Head 1, CHRMO

BAC Member

ATTESTED:



VANESSA M. AGUILAR

BAC Secretariat

APPROVED:



FRANCIS ANTHONY S. GARCIA

City Mayor