

CONTRACT AGREEMENT

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KNOW ALL MEN BY THESE PRESENTS:

This AGREEMENT made this 04 MARCH 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 NICAP CONSTRUCTION, with office address at 248 G.J. Caparaz St., Brgy. Central, City of Balanga, Bataan, herein represented by Mr. ROMEO L. CAPARAZ (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute the Concreting of Road at Upper Bliss, Barangay Bagong Silang, City of Balanga, Bataan (hereinafter called "the Works") and the Entity has accepted the Bid for ONE MILLION NINE HUNDRED SIX THOUSAND FOUR HUNDRED PESOS ONLY (P1,906,400.00) 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 sixty (60) 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 A. SANCHEZ III
OIC - City Engineer

JOSE LUIS R. EVANGELISTA
City Treasurer

HON. FRANCIS ANTHONY S. GARCIA
City Mayor

NICAP CONSTRUCTION
Supplier

3. In consideration of the sum of ONE MILLION NINE HUNDRED SIX THOUSAND FOUR HUNDRED PESOS ONLY (₱1,906,400.00) or such other sums as may be ascertained, NICAP CONSTRUCTION agrees to execute the Concreting of Road at Upper Bliss, Barangay Bagong Silang, 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


ROMEO L. CAPARAZ
Authorized Representative

For:

For:

CITY GOVERNMENT OF BALANGA

NICAP CONSTRUCTION

WITNESSED BY:


JOSELITO R. EVANGELISTA
City Treasurer


Engr. MIGUEL A. SANCHEZ III
O/C – 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
ROMEO L. CAPARAZ	_____	_____

known to me to be the same persons 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 _____ at
Balanga City, Bataan.

Doc. No. 118
Page No. 25
Book No. CLxxx
Series of 20 21 .





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

NOTICE OF AWARD

28 February 2022

NICAP CONSTRUCTION
248 G.J. Caparaz St., Brgy. Central,
City of Balanga, Bataan

Dear Sir:

We are happy to notify you that your bid 03 February 2022 for execution of the project Concreting of Road at Upper Bliss, Barangay Bagong Silang, City of Balanga, Bataan for the Contract Price equivalent to **ONE MILLION NINE HUNDRED SIX THOUSAND FOUR HUNDRED PESOS ONLY (₱1,906,400.00)** 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. ROMEO L. CAPARAZ
Contractor

Date



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Province of Bataan
City of Balanga
OFFICE OF THE CITY MAYOR
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City Mayor

Conforme:


Mr. ROMEO L. CAPARAZ
Contractor

Date



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City of Balanga
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NOTICE TO PROCEED

07 March 2022

NICAP CONSTRUCTION
248 G.J. Caparaz St., Brgy. Central,
City of Balanga, Bataan

Dear Sir:

The attached Contract Agreement having been approved, notice is hereby given to NICAP CONSTRUCTION that work may proceed on the project Concreting of Road at Upper Bliss, Barangay Bagong Silang, 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. ROMEO L. CAPARAZ

Authorized Signature: 

PURCHASE ORDER

CITY OF BALANGA

5/7

Supplier NICAP CONSTRUCTION
Address 248 G.J. Caparaz St., Brgy. Central, City of Balanga, Bataan
E-mail address nicap_09@yahoo.com
Telephone No. 791-1570
TIN 102-217-566

P.O. No. 22-03-0180
Date Mar 7, 2022
Mode of Procurement PUBLIC BIDDING

Gentlemen:

Please furnish this office the following articles subject to the terms and conditions contained herein:

Place of Delivery Barangay Bagong Silang Delivery Term 60 Calendar Days
Date of Delivery May 6, 2022 Payment of Term : CHECK

STOCK NO.	UNIT	DESCRIPTION	QTY	UNIT COST	AMOUNT
		Concreting of Road at Upper Bliss, Barangay Bagong Silang, City of Balanga, Bataan			1,906,400.00
					1,906,400.00


(Total Amount in Words: One Million Nine Hundred Six Thousand Four Hundred Pesos Only)

In case of failure to make the full delivery within the specified above, a penalty of one-tenth (1/10) of one (1) percent for very day of delay shall be imposed

Very truly yours,



HON. FRANCIS ANTHONY S. GARCIA
Authorized Official

Conforme:

NICAP CONSTRUCTION
Signature over Printed Name of Supplier

Date

Funds Available:

MYRNA B. ROMAN
Chief Accountant

ALOBS No.:
Amount: 1,906,400.00



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. 08, 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 Upper Bliss, Brgy. Bagong Silang, 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
NICAP CONSTRUCTION	P 1,906,400.00	-1.22%
BPQ CONSTRUCTION and TRADING	P 1,909,297.00	-1.07%
JVN CONSTRUCTION and TRADING	P 1,910,330.00	-1.02%

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


Name of Bidder	Total Bid Amount As Calculated (Php)	% Variance from ABC
NICAP CONSTRUCTION	P 1,906,402.00	-1.22%
BPQ CONSTRUCTION and TRADING	P 1,909,302.00	-1.07%
JVN CONSTRUCTION and TRADING	P 1,910,329.00	-1.02%

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, **NICAP 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 **NICAP CONSTRUCTION** as the Bidder with the Lowest Calculated Concreting of Road at Upper Bliss, Brgy. Bagong Silang, 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


VELMEN T. LAROSA
Assistant Department Head - CHRMO

BAC Member

ATTESTED:


VANESSA M. AGUILAR
BAC Secretariat

APPROVED:


FRANCIS ANTHONY S. GARCIA
City Mayor



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