



Republic of the Philippines
Department of Education
 Region IV-A
 SCHOOLS DIVISION OF QUEZON PROVINCE

Bids and Awards Committee

Repair and Rehabilitation of Classrooms in Various School Sites in the Division of Quezon-Cluster 8 under CY 2020 BEFF

CONTRACT
 No. 2020-0008

CONTRACTOR'S WITNESS

THIS CONTRACT, made and entered into this 24 SEP 2020 by and between the Department of Education, DIVISION OF QUEZON, located at Talipan, Pagbilao, Quezon, represented herein by its Officer In-Charge Office of the Schools Division Superintendent, ELIAS A. ALICAYA JR., Ed.D, hereinafter referred to as the "Owner" of the one part and F. JIMENEZ CONSTRUCTION AND SUPPLY represented herein by its Manager, FELIPE R. JIMENEZ Jr. with office address at 95 Bel-Air Subd., Brgy. 10, Lucena City hereinafter referred to as the "Contractor" of the other part;

CONTRACTOR

WHEREAS, the Owner invited bids for certain works stated in above Project consisting of one cluster school project sites and received bids from two(2) bidders; the Owner opened, read and evaluated the bid of the two bidders; after the evaluation, the Owner post-qualified and declared the bid of the Contractor as the lowest calculated and responsive bid for said cluster;

WHEREAS, the Owner passed and approved a resolution to award in favor of F. JIMENEZ CONSTRUCTION AND SUPPLY in the sum of PHILIPPINE PESOS FOUR MILLION THREE HUNDRED FORTY SEVEN THOUSAND FOUR HUNDRED NINETY ONE PESOS & 03/100 (PhP4,347,491.03) only, hereinafter called the "Contract Price" with the following details:

OWNER'S WITNESS

Project Description	Location	Contract Amount
Repair and Rehabilitation of Classrooms – Tagabas Ibaba NHS (formerly Tagabas Ibaba Ext.)	Division of Quezon Catanauan, Quezon	PhP1,225,609.36
Repair and Rehabilitation of Classrooms – Busokbusokan ES	Division of Quezon San Narciso, Quezon	PhP 605,616.26
Repair and Rehabilitation of Classrooms – Gregorio Reyes NHS	Division of Quezon San Narciso, Quezon	PhP2,516,265.41
TOTAL		PhP4,347,491.03

NOW, THEREFORE, PREMISES CONSIDERED, the parties hereby agree as follows:

In this Contract, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract;

The following documents shall be part of this Contract [in accord with IRR Sec. 37.2.3.:

DepEd Quezon
 DEPED - QUEZON
 ICT UNIT
 UPLOADED
 Date/Time: OCT 5, 2020
 By: CRISTO
 Ref. No.:

DEPEDQUEZON-TM-SDS-04-025-003

OWNER



"Creating Possibilities, Inspiring Innovations"

Address: Sitio Fori, Brgy. Talipan, Pagbilao, Quezon
 Trunkline #: (042) 784-0366, (042) 784-0164, (042) 784-0391, (042) 784-0321
 Email Address: quezon@deped.gov.ph
 Website: www.depedquezon.com.ph





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CONTRACTOR'S WITNESS

- 2.1. Bidding Documents issued by the Owner;
- 2.2. Bid Bulletin(s) issued by the Owner;
- 2.3. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents/statements submitted;
- 2.4. Performance Security;
- 2.5. Credit line issued by a commercial or universal bank, if applicable;
- 2.6. Owner's Notice of Award of contract; and
- 2.7. Construction schedule and S-curve, manpower utilization schedule, construction methods, equipment utilization schedule, construction safety and health program approved by the Department of Labor and Employment, PERT/CPM for the herein infrastructure works; and other contract documents that may be required by existing laws, if applicable

CONTRACTOR

3. The contract duration or completion period shall be 120 calendar days reckoned on the "Start Date" of the contract duration or completion period; The "Start Date" is seven (7) calendar days from receipt of the Notice to Proceed by the Contractor.

4. In consideration of the Contract Price mentioned herein to be paid by the Owner to the Contractor, the Contractor hereby covenants, to the Owner, to execute and complete such works and to remedy all defects therein in conformity in all respects with the provisions of this Contract;

OWNER'S WITNESS

5. The Owner hereby covenants to pay the Contractor in consideration of the execution and completion of such Works and the remedying of all defects therein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the times and in the manner prescribed by the Contract.

6. The Contract Price shall be paid to the Contractor through the Government disbursement procedures subject to the payment, retention money, and warranty provisions in the General Conditions of Contract, the Special Conditions of Contract, and the IRR of RA 9184;

OWNER

7. The Contractor shall pay the Owner for liquidated damages (LD), and not by way of penalty, an amount equal to one-tenth (1/10) of one percent (1%) of the cost of the unperformed portion of the works for every day of delay. The Owner shall deduct the liquidated damages from payments or any money due or which may become due the Contractor under this Contract and/or collect such liquidated damages from the retention money or other securities posted by the Contractor whichever is convenient to the Owner. Once the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of this Contract, the Owner shall rescind this Contract, without prejudice to other courses of action and remedies open to the Owner;

8. The Contractor shall post a Warranty Security valid for one (1) year from the date of Certificate of Final Acceptance issued by the Owner, in any of the following amounts and forms:

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5% of the Contract Price	Cash; or Letter of Credit issued by a Universal or Commercial Bank, if issued by a foreign bank, the LC shall be confirmed or authenticated by a Universal or Commercial Bank.
10% of the Contract Price	Bank Guarantee confirmed by a Universal or Commercial Bank
30% of the Contract Price	Surety Bond callable upon demand issued by the GSIS or any Surety or Insurance Company duly certified by the Insurance Commission.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed in accordance with the laws on the day and year first above written.

SIGNED, SEALED AND DELIVERED BY:

ELIAS A. ALICAYA JR., Ed.D
 OWNER

FELIPE R. JIMENEZ Jr.
 CONTRACTOR

SIGNED IN THE PRESENCE OF:

OWNER'S WITNESS

CONTRACTOR'S WITNESS

Fund Allotment Available:

CATHERINE A. PUREZA
 Budget Officer III

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REPUBLIC OF THE PHILIPPINES)
 CITY OF _____) S.S.

ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in _____, Philippines, this _____ day of
SEP 30 2020, personally appeared:

GOVERNMENT ISSUED IDENTIFICATIONS
 (Passport, Driver's License, SSS, GSIS, Philhealth... IDs)

NAME	NUMBER	ISSUED ON	ISSUED AT
OWNER ELIAS A. ALICAYA JR., Ed.D	<u>D495241</u>	<u>NOV. 17, 1998</u>	<u>METRO MANILA</u>
	<u>DRIVER LIC.</u>		
CONTRACTOR FELIPE R. JIMENEZ Jr.	<u>D09-87-019979</u>	<u>NOV. 24, 2018</u>	<u>LUCENA CITY</u>

Known to me and to me known to be the same persons who executed the foregoing instrument and acknowledged to me that the same is the free and voluntary act and deed of the entities which they respectively represent.

The foregoing instrument is a CONTRACT consisting of **four (4) pages** (exclusive of attachments), including this page on which this acknowledgment is written and signed by the parties and their instrument witnesses on the left hand margin of each and every page hereof.

WITNESS MY HAND AND NOTARIAL SEAL, on the date and place first above written.

Notary Public

ATTY. LESLIE L. FACELIS

Notary Public
 Notarial Commission No. 2020-13
 Until December 31, 2021
 Atty's Roll No. 27352
 PTR No. 1051158 / Jan. 2, 2020 / Lucena City
 IBP No. 095973 / Nov. 21, 2019 / Pasig City
 MCLE No. VI-0005524 / Valid until April 14, 2022
 Unit 2 Old Garcia Clinic, Edaño St.
 Lucena City, Quezon / (042)-7174984

Doc. No. 168
 Page No. 34
 Book No. 107
 Series of 2020

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Registration Number:
QAC/R63/0216

Bids and Awards Committee

BAC Resolution Declaring the Lowest Calculated and Responsive Bid (LCRB) and Recommending Approval

Resolution No. 2019-12-27-136
Series of 2019

WHEREAS, the *Department of Education, Division of Quezon* posted the Invitation to Bid for the REPAIR AND REHABILITATION OF CLASSROOM IN VARIOUS SCHOOL SITES IN THE DIVISION OF QUEZON-Cluster No. 8 under CY2020 Basic Education Facilities Fund (BEFF) on PhilGEPS and at conspicuous place of the premises of *DepED Division of Quezon* continuously for 14 days;

WHEREAS, in response to the said advertisements, two (2) contractors submitted a bid on December 16, 2019;

WHEREAS, all bidders were found to be complying for the Eligibility and Technical Components of the bid;

WHEREAS, the assessment of the proposal of the Bidders resulted in the following bids:

Name of Contractor	Bid Amount	% Variance from ABC
L.A. Profugo Construction & Supply	PhP 4,350,737.52	
F. Jimenez Construction & Supply	PhP 4,347,491.03	

WHEREAS, upon careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the Bidder with the Lowest Calculated/Rated Bid, it has been found to be responsive;

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

To declare **F. Jimenez Construction & Supply** as the Bidder with the Lowest Calculated/Rated and Responsive Bid for the Repair and Rehabilitation of Classroom In Various School Sites in the Division of Quezon-Cluster No. 8.

To recommend for approval by the Schools Division Superintendent of the Division of Quezon the foregoing findings.





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Registration Number:
QAC/R63/0216

RESOLVED, at the Division of Quezon, this 20th day of December, 2019.


NADINE C. CELINDRO
BAC Chairman


ELIZABETH M. DE VILLA
Member


LORENA S. WALANGSUMBAT
Member


WALTER E. GALAROSA
Member


JOSEPH E. JARASA
Member

APPROVED:


CATHERINE P. TALAVERA, CESO VI
Schools Division Superintendent





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Bids and Awards Committee

NOTICE OF AWARD

23 SEP 2020

Date

MR. FELIPE R. JIMENEZ, Jr.
Manager
F. JIMENEZ CONSTRUCTION AND SUPPLY
95 Bel-Air Subd., Brgy. 10, Lucena City

Name of Project: **Repair and Rehabilitation of Classrooms-Cluster 8 under
CY 2020 BEFF**

Dear Mr. Jimenez:

We are pleased to notify you that your bid for the Project, is hereby accepted in the total amount of PHILIPPINE PESOS **FOUR MILLION THREE HUNDRED FORTY SEVEN THOUSAND FOUR HUNDRED NINETY ONE PESOS & 03/100 (PhP4,347,491.03)** only, hereinafter called the "Contract Price" with the following details:

Project Description	Location	Contract Amount
Repair and Rehabilitation of Classrooms – Tagabas Ibaba NHS (formerly Tagabas Ibaba Ext.)	Division of Quezon Catanauan, Quezon	PhP1,225,609.36
Repair and Rehabilitation of Classrooms – Busokbusokan ES	Division of Quezon San Narciso, Quezon	PhP 605,616.26
Repair and Rehabilitation of Classrooms – Gregorio Reyes NHS	Division of Quezon San Narciso, Quezon	PhP2,516,265.41
TOTAL		PhP4,347,491.03

Kindly affix your signature on the space provided below to indicate your acceptance of this notice and the bid price(s) after having been evaluated in accordance with the issued Bidding Documents. You are hereby required to enter into a formal contract with us and submit a Performance Security in any of the following forms within ten (10) calendar days from receipt of this notice:

- Ten percent (10%)** of the total contract price in the form of cash; cashier's check, or manager's check issued by a universal or commercial bank; bank draft, bank guarantee or irrevocable letter of credit issued by a universal or commercial bank, provided, that it shall be confirmed or authenticated by a universal or commercial bank if issued by a foreign bank; the performance security shall be callable on demand without the necessity on our part to

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substantiate our demand or prove or show grounds or reasons for our demand for the total sum specified herein.

- b. **Thirty percent (30%)** of the total contract price in the form of surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security

Failure to enter into a contract with us or submit the Performance Security shall constitute a sufficient ground for cancellation of this award, forfeiture of your bid security or enforcement of your Bid Securing Declaration, and imposition of appropriate sanctions.

Please return the original copy of this Notice to the **DepED- DIVISION OF QUEZON** through its BAC Secretariat located at Talipan, Pagbilao, Quezon within two (2) days from date of your receipt hereof in accordance with **ITB 30.2** of the Bidding Documents.

Very truly yours,

ELIAS A. ALICAYA JR., Ed.D
Head of Procuring Entity

CONFORME:

MR. FELIPE R. JIMENEZ, Jr.
MANAGER/F. JIMENEZ CONSTRUCTION AND SUPPLY

SEPT. 24, 2020

(Date)

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Bids and Awards Committee

NOTICE TO PROCEED

28 SEP 2020

Date

MR. FELIPE R. JIMENEZ, Jr.
Manager
F. JIMENEZ CONSTRUCTION AND SUPPLY
95 Bel-Air Subd., Brgy. 10, Lucena City

Name of Project: Repair and Rehabilitation of Classrooms-Cluster 8 under
CY 2020 BEFF

Dear Mr. Jimenez:

We wish to inform you that the Contract Agreement for the Repair and Rehabilitation of Classrooms in various school sites in the Division of Quezon-Cluster No. 8 at Tagabas Ibaba NHS (formerly San Isidro NHS Tagabas Ibaba Ext.), Catanauan; Busokbusokan ES, San Narciso; and Gregorio Reyes NHS, San Narciso had been approved.

You are now hereby notified to commence execution of Works and shall fully complete all of the Works within **One Hundred Twenty (120) calendar days**. The Contract effectivity shall be seven (7) calendar days from receipt of this notice.

Very truly yours,


ELIAS A. ALICAYA JR., Ed.D
Head of Procuring Entity

Receipt of NTP is hereby acknowledged:


MR. FELIPE R. JIMENEZ, Jr.
MANAGER/F. JIMENEZ CONSTRUCTION AND SUPPLY

SEPT. 29, 2020

(Date)

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