

NOTICE OF AWARD

17 September 2018

ENGR. JOEL M. BATARAN
General Manager
BANCAL CONSTRUCTION AND SUPPLY
UP Diliman, Quezon City

Dear **Engr. Bataran:**


You are advised that the Purchase Order for the **"SUPPLY OF LABOR, MATERIALS AND EQUIPMENT FOR THE DECONSTRUCTION OF THE AUTOMATED GUIDE-WAY TRANSIT (AGT) TEST TRACK, TEMPORARY STATIONS AND OTHER RELATED STRUCTURES"** of the Metals Industry Research and Development Center (MIRDC) has been awarded to your firm in the amount of **Eleven Million Four Hundred Eighty Thousand Seventy Nine Pesos 93/100 (PhP11,480,079.93)**, subject to the approval of the concerned authorities.

You are therefore requested to acknowledge receipt of this notice and post a performance security according to the following schedule within ten (10) calendar days from receipt hereof:

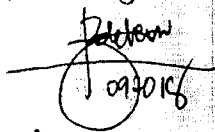
- a. Cash, Manager's check or Cashier's check – 10% of the total contract price;
- b. Bank Guarantee/ Draft/ Irrevocable Letter of Credit – 10% of the total contract price;
- c. Surety Bond, callable on demand, valid for one year, issued by the Office of the Insurance Commissioner, or any combination thereof – 30% of the total contract price.

Thank you.

Very truly yours,


ROBERT O. DIZON
Executive Director

Received by:


093016

Emmanuel
Dizon
093016

Molding the Future of Metal Industries

Form of Contract Agreement

THIS AGREEMENT, made this **20th** day of **September 2018** between **Metals Industry Research and Development Center** (hereinafter called the "Entity") and **Bancal Construction and Supply** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute "**SUPPLY OF LABOR, MATERIALS AND EQUIPMENT FOR THE DECONSTRUCTION OF THE AUTOMATED GUIDE-WAY TRANSIT (AGT) TEST TRACK, TEMPORARY STATIONS AND OTHER RELATED STRUCTURES**" (hereinafter called "the Works") and the Entity has accepted the Bid for **Eleven Million Four Hundred Eighty Thousand Seventy Nine Pesos 93/100 (PhP11,480,079.93)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.


NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:


1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents shall be attached, deemed to form, and be read and construed as integral part of this Agreement, to wit:
 - (a) General and Special Conditions of Contract;
 - (b) Drawings/Plans;
 - (c) Specifications;
 - (d) Invitation to Bid;
 - (e) Instructions to Bidders;
 - (f) Bid Data Sheet;
 - (g) Addenda and/or Supplemental/Bid Bulletins, if any;
 - (h) 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;
 - (i) Eligibility requirements, documents and/or statements;
 - (j) Performance Security;
 - (k) Notice of Award of Contract and the Bidder's conforme thereto;
 - (l) Other contract documents that may be required by existing laws and/or the Entity.

3. In consideration of the payments to be made by the Entity to the **Contractor as hereinafter mentioned**, the Contractor hereby covenants with the Entity to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all respects.
4. The Entity hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects wherein, 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 this Contract.

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

Binding Signature of Procuring Entity


ROBERT O. DIZON
Executive Director


RODNEL O. TAMAYO
Project Leader *jro*

Binding Signature of Contractor


JOEL M. BATARAN
Authorized Managing Officer


VENANCIO RECENA JR.
Witness

CERTIFIED FUNDS AVAILABLE:


JOHNNY G. QUINGCO
Accountant IV

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)

CITY OF _____) S.S.

Before me, a Notary Public for and in the _____ this
007 53 2018 2018, personally appeared:

NAME	I.D. NO.	DATE/PLACE ISSUED
ROBERT O. DIZON	2016002	MIRDC, Taguig
BUTRAN JOEL M. BATARAN		January 8, 2018

all known to me to be the same persons who executed the foregoing instrument and they acknowledged to me that the same is their free act and deed as well as of the principal they represent.

This instrument refers to CONTRACT AGREEMENT consisting of three (3) pages, including this page in which the Acknowledgment is written, signed by the parties and their witnesses on each and every page and sealed with my notarial seal.

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

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Series of 2018.

[Faint signature and stamp]

**BAC RESOLUTION DECLARING NOTICE OF AWARD AND
RECOMMENDING FOR APPROVAL**

R E S O L U T I O N N O. 2018- 23

Project: "SUPPLY OF LABOR, MATERIALS AND EQUIPMENT FOR THE
DECONSTRUCTION OF THE AUTOMATED GUIDE-WAY TRANSIT (AGT)
TEST TRACK, TEMPORARY STATIONS AND OTHER RELATED
STRUCTURES"

Approved Budget Contract (ABC): Php12,900,000.00

Pre-procurement Conference: July 29, 2018

Pre-bid Conference: August 24, 2018

Opening of Bids: September 5, 2018

Whereas, the **Metals Industry Research and Development Center (MIRDC)** posted the Invitation to Bid for the above project on August 10, 2018 in the Philippine Government Electronic Procurement System (PhilGEPS), Metals Industry Research and Development Center (MIRDC) websites and conspicuous places at the premises of the DOST Bicutan, Taguig City;

Whereas, in response to the said advertisement, Bancal Construction Corp., Pacific Summit Construction Group Inc., Alvelona Corporation and Redis Global Corporation signified their intention to join and attended the pre-bid conference last August 24, 2018;

Whereas, only Bancal Construction Corp. and AVSENECA Construction Corporation purchased the bidding documents and attended the bid opening on September 5, 2018 at 01:00 p.m. at the Mercury Conference Room, 3rd Floor, Gold Building, MIRDC Compound, Gen. Santos Ave., Bicutan, Taguig City;

Whereas, AVSENECA Construction Corporation failed in the preliminary evaluation because of no Statement of Single Largest Completed Contract and no Bill of Quantity submitted;

Whereas, only Bancal Construction Corp. passed the preliminary evaluation;

Whereas, Sec. 36 of the 2016 Revised IRR of R.A. 9184 states:

A Single Calculated and Responsive Bid shall be considered for award if it falls under any of the following circumstances:

1. If after advertisement, more than one prospective bidder applies for eligibility check, in accordance with the provisions of this IRR, but only one (1) meets

the eligibility requirements or criteria, after which it submits a bid which is found to be responsive to the bidding requirements;


Whereas, the BAC/TWG conducted a Post-qualification evaluation to Bancal Construction Corp. on September 12, 2018 and the bidder passed the post-qualification evaluation and been determined as a Single Calculated and Responsive Bidder;

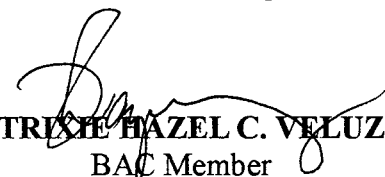
NOW, THEREFORE, We, the Members of the Bids and Awards Committee, hereby RESOLVE as it is hereby RESOLVED to declare Bancal Construction Corp. as the SINGLE CALCULATED AND RESPONSIVE BIDDER and to recommend the award of the contract to Bancal Construction Corp. for approval by the Head of Agency;

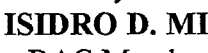
SIGNED in Bicutan, Taguig City this 14th of September 2018.


AUREA T. MOTAS
BAC Chairman


MERCEDITA G. ABUTAL
BAC Vice Chairperson


GINA A. CATALAN
BAC Member


TRISTIE HAZEL C. VELUZ
BAC Member


ISIDRO D. MILLO
BAC Member


RODNEL O. TAMAYO
TWG Member


JOEY G. PANGILINAN
TWG Member


ELLJAY P. MUTUC
TWG Member


SHAREL SHYATEZA M. ABELLAR
TWG Member

Approved () / Disapproved ()


ROBERT O. DIZON
Executive Director

Approved on 19 Sept. 2018