



## NOTICE OF AWARD

June 20, 2023

### **MARKTWAIN CONSTRUCTION AND SUPPLY**

**Mr. Michael Lawrence B. Santiago**  
10 Socorro St., Villa Sorabella Subd  
Bgy Concepcion Grande, Naga City

Dear Sir:

We are happy to inform you that the **Basketball Court at Liberty Village, Bgy. Cararayan, Naga City, Contract Reference Number: 008685-2023-02**, which was conducted last June 5, 2023, is hereby awarded to you as the bidder with the Lowest Calculated Responsive Bid at a contract price equivalent to **TWO MILLION TWO HUNDRED FORTY NINE THOUSAND NINE HUNDRED THIRTEEN & 87/100 (P 2,249,913.87) PESOS**.

You are therefore required, within ten (10) days from the receipt of this Notice of Award, to formally enter into contract with us, to submit the attached 1) Construction Safety and Health Program approved by DOLE, 2) Notice of Labor Requirements in compliance with Section 4 of the **WORKERS HIRING FOR INFRASTRUCTURE PROJECTS (WHIP) ACT of 1988 (RA No. 6685)**, Section 6(f) of the **PUBLIC EMPLOYMENT SERVICE OFFICE (PESO) ACT of 1999 (RA 8759)** and **DILG Memorandum Circular No. 167**, and to submit the Performance Security in the form and amount stipulated in the Instructions to Bidders. Failure to enter into the said contract or provide the Performance Security shall constitute a sufficient ground for cancellation of this award and forfeiture of your Bid Security.

Very truly yours,

**NELSON S. LEGACION**

City Mayor & Head of Procuring Entity

Conforme:

*Santiago, Michael Lawrence B.*  
Name & Signature of Bidder's Representative

*Marktwain Construction and Supply*  
Name of Bidder

Date: 6-22-2023



Republic of the Philippines  
**CITY OF NAGA**  
**BIDS AND AWARDS COMMITTEE**

Telefax No. 472-3235  
E-mail: [bac@naga.gov.ph](mailto:bac@naga.gov.ph); Website: [www.naga.gov.ph](http://www.naga.gov.ph)



## NOTICE TO PROCEED

July 5, 2023

### MARKTWIN CONSTRUCTION AND SUPPLY

**Mr. Michael Lawrence B. Santiago**  
10 Socorro St., Villa Sorabella Subd.  
Bgy. Concepcion Grande, Naga City

Dear Sir:

The attached Contract Agreement having been approved, notice is hereby given to you that work may proceed on the **Basketball Court at Liberty Village, Bgy. Cararayan, Naga City, Contract Reference Number: 008685-2023-02**, effective one (1) day after receipt of this notice.

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 Implementation Schedule and to submit the attached Certificate of Compliance on Labor Requirements in pursuance of Section 5 of the **WORKERS HIRING FOR INFRASTRUCTURE PROJECTS (WHIP) ACT of 1988 (RA No. 6685)**, Section 5(a) of the **PUBLIC EMPLOYMENT SERVICE OFFICE (PESO) ACT of 1999 (RA 8759)** and **DILG Memorandum Circular No. 167** duly sworn to for every progress billing.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one (1) copy and return the other to the City Government of Naga through the BAC Secretariat at the City Planning and Development Office.

Very truly yours,

**NELSON S. LEGACION**  
City Mayor & Head of Procuring Entity

I acknowledge receipt of this Notice on 7/7/23

Name of Representative of the Bidder: Michael Lawrence Santiago

Authorized Signature: 

# CONTRACT AGREEMENT

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THIS AGREEMENT, made this \_\_\_\_\_ day of JUL 03 2023, 20\_\_\_\_ be. an City Government of **Naga, Naga City, Philippines** (hereinafter called the "Entity") and **Marktwain Construction And Supply** of 10 Socorro St., Villa Sorabella Subd., Bgy. Concepcion Grande, Naga City (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **Basketball Court at Liberty Village, Bgy. Cararayan, Naga City, Contract Reference Number: 008685-2023-02** (hereinafter called "the Works") and the Entity has accepted the Bid for **Two Million Two Hundred Forty Nine Thousand Nine Hundred Thirteen & 87/100 (P 2,249,913.87) Pesos** 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 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 this 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.
3. In consideration for the sum of **Two Million Two Hundred Forty Nine Thousand Nine Hundred Thirteen & 87/100 (P 2,249,913.87) Pesos** or such other sums as may be ascertained, **Marktwain Construction And Supply** agrees to Construct the **Basketball Court at Liberty Village, Bgy. Cararayan, Naga City, Contract Reference Number: 008685-2023-02**, in accordance with his/her/its Bid.
  4. The **City Government of Naga** 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.

  
**NELSON S. LEGACION**  
City Mayor  
for  
City Government of Naga


  
**MICHAEL LAWRENCE B. SANTIAGO**  
Contractor  
for:  
Marktwain Construction And Supply

### Acknowledgment

SUBSCRIBED AND SWORN to before me this JUL 03 2023 day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ [place of execution], Philippines. Affiant/s is/are personally known to me and was/were identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant/s exhibited to me his/her \_\_\_\_\_ [insert type of government identification card used], with his/her photograph and signature appearing thereon, with no. \_\_\_\_\_ and his/her Community Tax Certificate No. \_\_\_\_\_ issued on \_\_\_\_\_ at \_\_\_\_\_

Witness my hand and seal this JUL 03 2023 day of \_\_\_\_\_, 20\_\_\_\_

DOC. NO. 615  
PAGE NO. 123  
BOOK NO. 1  
SERIES OF 2023

  
**EMIL TORALLO, JR.**  
NOTARY PUBLIC  
COMMISSION EXPIRES DEC. 2024  
NOTARIAL COMMISSION NO. 15027  
IBR NO. 181701/10-12-2022  
PTR NO. 759792/01-05-2023  
MCLE Compliance No. VII-0013699  
SCROLL NO. 42455  
Door 3, Pavilion 4, Panganiban Drive, Naga City