

Resolution Declaring LCRB and Recommending Approval

WHEREAS, the City Government of Naga advertised the Invitation to Bid for **Super Health Center beside Concepcion Pequeña NHS, Bgy. Concepcion Pequeña, Naga City, Contract Reference Number: 008779-2023-04**, in the City Government of Naga's website (www.naga.gov.ph), the PhilGEPS and at conspicuous places at the premises of the City Hall continuously for 7 days from May 15 to 22, 2022;

WHEREAS, in response to the said advertisement, three (3) interested bidders purchased bid documents;

WHEREAS, three (3) bids were submitted on June 5, 2022 and all passed the preliminary examination of bids, as follow;

| Name of Bidder | Bid Amount (As Read) | % Variance from ABC |
|-------------------------------------------------------------------|-------------------------|------------------------|
| DONBER CONSTRUCTION AND SUPPLY (Lowest Responsive Bid) | 9,948,382.38 | 0.52 |
| ST. BERNARDINE CONSTRUCTION AND ENTERPRISES | 9,957,995.21 | 0.42 |
| RENBEE CONSTRUCTION | 9,989,760.00 | 0.10 |

WHEREAS, the detailed evaluation of bids conducted on June 14, 2023 resulted in the following:

| Name of Bidder | Bid Amount (As Calculated) | % Variance from ABC |
|----------------------------------------------------------------------------------|-------------------------------|------------------------|
| DONBER CONSTRUCTION AND SUPPLY (Lowest Calculated and Responsive Bid) | 9,948,382.38 | 0.52 |
| ST. BERNARDINE CONSTRUCTION AND ENTERPRISES | 9,957,995.21 | 0.42 |
| RENBEE CONSTRUCTION | 9,989,760.00 | 0.10 |


WHEREAS, upon careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the Bidder with the Lowest Calculated Bid, 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 **DONBER CONSTRUCTION AND SUPPLY** as the Bidder with the Lowest Calculated and Responsive Bid for the **Super Health Center beside Concepcion Pequeña NHS, Bgy. Concepcion Pequeña, Naga City, Contract Reference Number: 008779-2023-04**;
- b) To recommend for approval by the City Mayor of the City Government of Naga the foregoing findings.

RESOLVED, this 14th day of June, 2023.


ALEXANDER N. CANING
Chairman


REUEL M. OLIVER
Vice-Chairman


MCGYVER GERARD S. ORBINA
Member


FRANCISCO M. MENDOZA
Member

ELMER S. BALDEMORO
Member


PAUL JOHN F. BARROSA
Member


ARTHUR F. ABONAL
Member

APPROVED:


NELSON S. LEGACION
City Mayor
Date: June 14, 2023.



Republic of the Philippines
Bids and Awards Committee
City of Naga, 4400



NOTICE OF AWARD

June 27, 2023

DONBER CONSTRUCTION AND SUPPLY
Mr. Francisco G. Bernales, Jr.
Zone 1 Crescini St., Sta. Cruz Sur
Iriga City

Dear Sir:

We are happy to inform you that the **Super Health Center beside Concepcion Pequeña NHS, Bgy. Concepcion Pequeña, Naga City, Contract Reference Number: 008779-2023-04**, 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 **NINE MILLION NINE HUNDRED FORTY EIGHT THOUSAND THREE HUNDRED EIGHTY TWO & 38/100 (P 9,948,382.38) 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:

Name & Signature of Bidder's Representative

DONBER CONSTRUCTION AND SUPPLY

Name of Bidder

Date: JNB 29, 2023

Naga City Hall Compound
J. Miranda Avenue, Concepcion Pequeña, City of Naga
www.naga.gov.ph

CONTRACT AGREEMENT

THIS AGREEMENT, made this JUN 30 2023 day of JUN 30 2023, 20__ between City Government of Naga, Naga City, Philippines (hereinafter called the "Entity") and Donber Construction And Supply of Zone 1 Crescini St., Sta. Cruz Sur, Iriga City (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute Super Health Center beside Concepcion Pequeña NHS, Bgy. Concepcion Pequeña, Naga City, Contract Reference Number: 008779-2023-04 (hereinafter called "the Works") and the Entity has accepted the Bid for Nine Million Nine Hundred Forty Eight Thousand Three Hundred Eighty Two & 38/100 (P 9,948,382.38) 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 Nine Million Nine Hundred Forty Eight Thousand Three Hundred Eighty Two & 38/100 (P 9,948,382.38) Pesos or such other sums as may be ascertained, Donber Construction And Supply agrees to Construct the Super Health Center beside Concepcion Pequeña NHS, Bgy. Concepcion Pequeña, Naga City, Contract Reference Number: 008779-2023-04 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


FRANCISCO G. BERNALES, JR.
Contractor
for:
Donber Construction And Supply

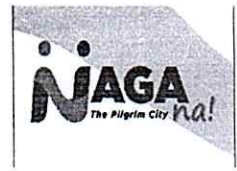
Acknowledgment

SUBSCRIBED AND SWORN to before me this JUN 30 2023 day of JUN 30 2023, 20__ at NAGA CITY [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 PRC ID [insert type of government identification card used], with his/her photograph and signature appearing thereon, with no. 0043281 and his/her Community Tax Certificate No. 0043281 issued on 01/03/2023 at SANTA CRUZ SUR IRIGA CITY



Republic of the Philippines
CITY OF NAGA
BIDS AND AWARDS COMMITTEE

Telefax No. 472-3235
E-mail: bac@naga.gov.ph; Website: www.naga.gov.ph



NOTICE TO PROCEED

July 3, 2023

DONBER CONSTRUCTION AND SUPPLY
Mr. Francisco G. Bernales, Jr.
Zone 1 Crescini St., Sta. Cruz Sur
Iriga City

Dear Sir:

The attached Contract Agreement having been approved, notice is hereby given to you that work may proceed on the **Super Health Center beside Concepcion Pequeña NHS, Bgy. Concepcion Pequeña, Naga City, Contract Reference Number: 008779-2023-04**, 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 7/6/2023

Name of Representative of the Bidder: _____

Authorized Signature: _____