

## Resolution Declaring LCRB and Recommending Approval

**WHEREAS**, the City Government of Naga advertised the Invitation to Bid for the **Replacement of Damaged Structures from Road Widening at Bonheur, Bgy. Del Rosario, Naga City, Contract Reference Number: 009208-2023-05**, in the City Government of Naga's website ([www.naga.gov.ph](http://www.naga.gov.ph)), the PhilGEPS and at conspicuous places at the premises of the City Hall continuously for 7 days from February 5 to 13, 2024;

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

**WHEREAS**, three (3) bids were submitted on February 26, 2024 and all passed the preliminary examination of bid, as follow;

Name of Bidder	Bid Amount (As Read)	% Variance from ABC
<b>MRBAY CONSTRUCTION (Lowest Responsive Bid)</b>	<b>993,650.00</b>	<b>0.99</b>
<b>MRP MERCHANDISING</b>	<b>996,875.00</b>	<b>0.67</b>
<b>JFRESPETO CONSTRUCTION</b>	<b>998,658.00</b>	<b>0.49</b>

**WHEREAS**, the detailed evaluation of bids conducted on February 29, 2024 resulted in the following:

Name of Bidder	Bid Amount (As Calculated)	% Variance from ABC
<b>MRBAY CONSTRUCTION (Lowest Calculated and Responsive Bid)</b>	<b>993,650.00</b>	<b>0.99</b>
<b>MRP MERCHANDISING</b>	<b>996,875.00</b>	<b>0.67</b>
<b>JFRESPETO CONSTRUCTION</b>	<b>998,658.00</b>	<b>0.49</b>


**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 **MRBAY CONSTRUCTION** as the Bidder with the Lowest Calculated and Responsive Bid for the **Replacement of Damaged Structures from Road Widening at Bonheur, Bgy. Del Rosario, Naga City, Contract Reference Number: 009208-2023-05**;
- b) To recommend for approval by the City Mayor of the City Government of Naga the foregoing findings.

RESOLVED, this 29th day of February, 2024.

  
**ALEXANDER N. CANING**  
Chairman

  
**REUEL M. OLIVER**  
Vice-Chairman

  
**MCGYVER GERARD S. ORBINA**  
Member

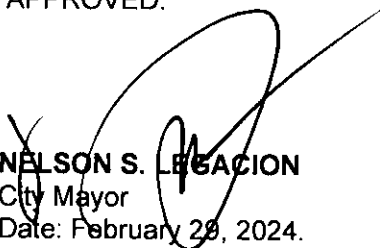
  
**FRANCISCO M. MENDOZA**  
Member

**ELMER S. BALDEMORO**  
Member

**PAUL JOHN F. BARROSA**  
Member

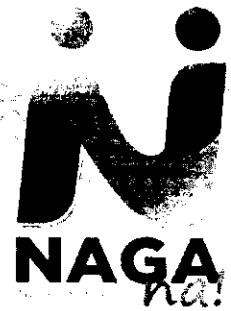
**ARTHUR F. ABONAL**  
Member

APPROVED:

  
**NELSON S. LEGACION**  
City Mayor  
Date: February 29, 2024.



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



## NOTICE OF AWARD

March 1, 2024

### MRBAY CONSTRUCTION

**Ms. Maricel R. Baylon**

Northbound Terminal, Queborac Drive  
Bgy. Bagumbayan Sur, Naga City

Dear **Madam**:

We are happy to inform you that the **Replacement of Damaged Structures from Road Widening at Bonheur, Bgy. Del Rosario, Naga City, Contract Reference Number: 009208-2023-05**, which was conducted last February 26, 2024, is hereby awarded to you as the bidder with the Lowest Calculated Responsive Bid at a contract price equivalent to **NINE HUNDRED NINETY THREE THOUSAND SIX HUNDRED FIFTY (P 993,650.00) 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

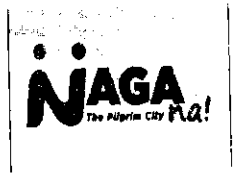
Conforme:

*Maricel R. Baylon*  
Name & Signature of Bidder's Representative

Name of Bidder

Date: 3/4/24

Naga City Hall Compound  
J. Miranda Avenue, Concepcion Pequeña, City of Naga  
[www.naga.gov.ph](http://www.naga.gov.ph)



## NOTICE TO PROCEED

March 13, 2024

### MRBAY CONSTRUCTION

**Ms. Maricel R. Baylon**

Northbound Terminal, Queborac Drive  
Bgy. Bagumbayan Sur, Naga City

Dear Madam:

The attached Contract Agreement having been approved, notice is hereby given to you that work may proceed on the **Replacement of Damaged Structures from Road Widening at Bonheur, Bgy. Del Rosario, Naga City, Contract Reference Number: 009208-2023-05**, 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 3-13-2024

Name of Representative of the Bidder: MARICEL R. BAYLON

Authorized Signature: [Signature]

# CONTRACT AGREEMENT

THIS AGREEMENT, made this 13th day of March, 2024 between City Government of Naga, Naga City, Philippines (hereinafter called the "Entity") and MRBAY Construction of Northbound Terminal, Queborac Drive, Bgy. Bagumbayan Sur, Naga City (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute Replacement of Damaged Structures from Road Widening at Bonheur, Bgy. Del Rosario, Naga City, Contract Reference Number: 009208-2023-05 (hereinafter called "the Works") and the Entity has accepted the Bid for Nine Hundred Ninety Three Thousand Six Hundred Fifty (P 993,650.00) 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 Hundred Ninety Three Thousand Six Hundred Fifty (P 993,650.00) Pesos** or such other sums as may be ascertained, **MRBAY Construction** agrees to Construct the **Replacement of Damaged Structures from Road Widening at Bonheur, Bgy. Del Rosario, Naga City**, 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

  
**MARICEL R. BAYLON**  
Contractor  
for:  
MRBAY Construction

## Acknowledgment

**SUBSCRIBED AND SWORN** to before me this 13th day of March, 2024 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 \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**ATTY. ROMEO S. TAYO**  
NOTARY PUBLIC  
PANGSANIBAN ST., NAGA CITY, CAM. SUR, PHILIPPINES  
POLL NO. 27681; PAGE NO. 37, BOOK NO. XII, MAY 04/1977  
IRP NO. 397152, GI/04/24/PTP NO. 4862804/01/04/24  
MCLE NO. VI-000346510/12-17; TIN NO. 124-381-434  
TAM SERIAL NO. 23-10, UNTIL DECEMBER 31, 2025