

Resolution Declaring LCRB and Recommending Approval

WHEREAS, the City Government of Naga advertised the Invitation to Bid for the **2-Storey 6-Classroom School Building (Phase 1 2nd Floor Only), Salunguigui HS, Bgy. Pacol, Naga City, Contract Reference Number: 009237-2023-05**, 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 February 5 to 13, 2024;

WHEREAS, in response to the said advertisement, four (4) interested bidders purchased bid documents;

WHEREAS, four (4) bids were submitted on February 29, 2024 and all passed the preliminary examination of bids, as follows;

Name of Bidder	Bid Amount (As Read)	% Variance from ABC
FSQUARE CONSTRUCTION (Lowest Responsive Bid)	11,980,000.00	0.17
R.S. DELOVINO CONSTRUCTION	11,985,680.00	0.12
A.E. COMPUESTO CONSTRUCTION	11,986,750.00	0.11
BELJUN CONSTRUCTION AND ENGINEERING	11,988,600.00	0.10

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

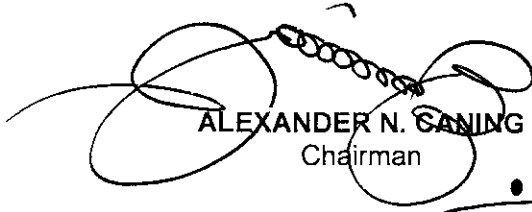
Name of Bidder	Bid Amount (As Calculated)	% Variance from ABC
FSQUARE CONSTRUCTION (Lowest Calculated and Responsive Bid)	11,980,000.00	0.17
R.S. DELOVINO CONSTRUCTION	11,985,680.00	0.12
A.E. COMPUESTO CONSTRUCTION	11,986,750.00	0.11
BELJUN CONSTRUCTION AND ENGINEERING	11,988,600.00	0.10

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;

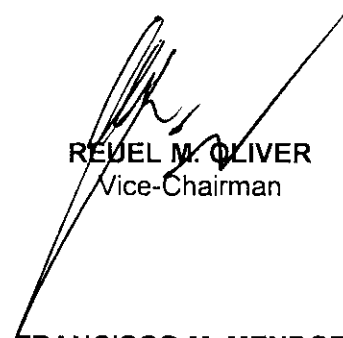
NOW, THEREFORE, We, the Members of the Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED**:

- a) To declare **FSQUARE CONSTRUCTION** as the Bidder with the Lowest Calculated and Responsive Bid for the **2-Storey 6-Classroom School Building (Phase 1 2nd Floor Only), Salunguigui HS, Bgy. Pacol, Naga City, Contract Reference Number: 009237-2023-05**;
- 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




REVEL M. OLIVER
Vice-Chairman



MCGYVER GERARD S. ORBINA
Member

FRANCISCO M. MENDOZA
Member

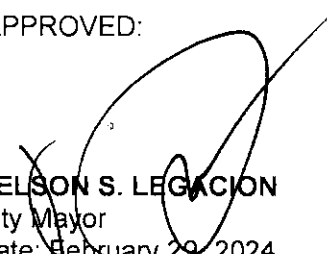


ELMER S. BALDEMORO
Member

PAUL JOHN F. BARROSA
Member

ARTHUR F. ABONAL
Member

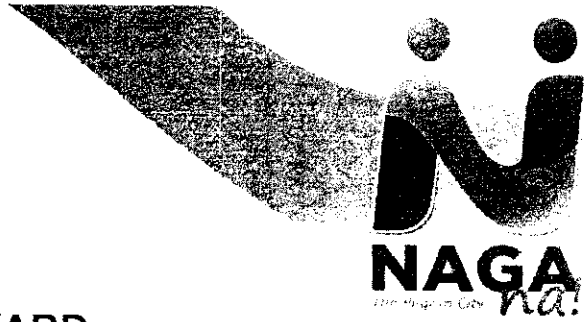
APPROVED:



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

FSQUARE CONSTRUCTION
Mr. Francis C. Estayan
 Magnolia Street, Velasco Subd.
 Bgy. Sipi, Daraga, Albay

Dear Sir:

We are happy to inform you that the **2-Storey 6-Classroom School Building (Phase 1 2nd Floor Only), Salunguigui HS, Bgy. Pacol, Naga City, Contract Reference Number: 009237-2023-05**, 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 **ELEVEN MILLION NINE HUNDRED EIGHTY THOUSAND (P 11,980,000.00) 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:

Francis C. Estayan
 Name & Signature of Bidder's Representative

Name of Bidder

Date: *March 1, 2024*

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

CONTRACT AGREEMENT

THIS AGREEMENT, made this MAR 04 2024, 2024 between City Government of Naga, Naga City, Philippines (hereinafter called the "Entity") and FSquare Construction of Magnolia Street, Velasco Subd., Bgy. Sipi, Daraga, Albay (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute 2-Storey 6-Classroom School Building (Phase 1 2nd Floor Only), Salunguigui HS, Bgy. Pacol, Naga City, Contract Reference Number: 009237-2023-05 (hereinafter called "the Works") and the Entity has accepted the Bid for Eleven Million Nine Hundred Eighty Thousand (P 11,980,000.00) Pesos by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

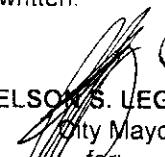
NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

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 Eleven Million Nine Hundred Eighty Thousand (P 11,980,000.00) Pesos or such other sums as may be ascertained, FSquare Construction agrees to Construct the 2-Storey 6-Classroom School Building (Phase 1 2nd Floor Only), Salunguigui HS, Bgy. Pacol, 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



FRANCIS C. ESTAYAN
Contractor
for:
FSquare Construction

Acknowledgment

SUBSCRIBED AND SWORN to before me this MAR 04 2024, 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 _____ [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 MAR 04 2024, 20

FILE NO. 642
DATE 121
BOOK NO. II
FILE OF 2024


NOTARY PUBLIC
COMMISSION EXPIRES DEC 2024
NOTARIAL COMMISSION NO. 23-54
BR. NO. 386917/01-02-2024
PTR NO. 4854979/01-01-2024
MULE Compliance No. VII 0013699
SCROLL NO. 42455
Office: 3, Pavilion 4, Panahibuhay Office, Naga 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

March 13, 2024

FSQUARE CONSTRUCTION
Mr. Francis C. Estayan
Magnolia Street, Velasco Subd.
Bgy. Sipi, Daraga, Albay

Dear Sir:

The attached Contract Agreement having been approved, notice is hereby given to you that work may proceed on the **2-Storey 6-Classroom School Building (Phase 1 2nd Floor Only), Salunguigui HS, Bgy. Pacol, Naga City, Contract Reference Number: 009237-2023-05**, 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 March 19, 2024

Name of Representative of the Bidder Dennis Richard Vibar

Authorized Signature: [Signature]