

Republic of the Philippines
PHILIPPINE PORTS AUTHORITY
PPA Building, Bonifacio Drive, South Harbor,
Port Area, Manila, Philippines

CONTRACT
FOR THE CONSTRUCTION AND OFFSHORE INSTALLATION OF AIDS TO MARINE
NAVIGATION AT PORTS OF BANAGO, BREDCO, PULUPANDAN AND SAN CARLOS,
NEGROS OCCIDENTAL

This Contract made and entered into this **OCT 06 2020** day of _____ 2020, in Manila, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY (PPA), a government instrumentality created under Presidential Decree No. 857, as amended, with principal office at PPA Building, Bonifacio Drive, South Harbor, Port Area Manila, represented herein by its General Manager, **JAY DANIEL R. SANTIAGO**, duly authorized for this purpose under Board Resolution No. 2445, Series of 2015, attached herein as "**Annex 'A'**".

- and -

JARZOE BUILDERS, INC., duly organized and existing in accordance with Philippine laws, with principal office address at Cavsa St., Brgy. Amaya II, Tanza, Cavite, represented herein by its Authorized Representative, **CRYSANTHEA J. CASTRO**, duly authorized for this purpose as shown in Secretary's Certificate dated 05 August 2020, attached herein as "**Annex B'**".

ANTECEDENTS:

In accordance with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations (IRR), PPA advertised and posted on the PPA website and PhilGEPS, as well as on its bulletin board, an Invitation to Bid for the Construction and Offshore Installation of Aids to Marine Navigation, at Ports of Banago, Bredco, Pulupandan and San Carlos, Negros Occidental, with an Approved Budget for the Contract (ABC) of Php **233,231,488.32**;

In response to the said advertisement, two (2) bidders submitted their respective bids for the foregoing project;

After the opening of bids on 25 August 2020 and the conduct of bid evaluation and post-qualification, the bid submitted by JARZOE BUILDERS, INC. at its unit and lump sum prices set forth in its proposal was found to be the Lowest Calculated Responsive Bid in the amount of **TWO HUNDRED THIRTY TWO MILLION SEVEN HUNDRED FORTY FIVE THOUSAND NINE HUNDRED THIRTY EIGHT AND 84/100 PESOS (Php 232,745,938.84)**, Philippine Currency;

Pursuant to Head Office BAC Resolution No. 015-2020 Series of 2020, award of contract was made to JARZOE BUILDERS, INC. in a Notice of Award dated 22 September 2020, in the amount of **TWO HUNDRED THIRTY TWO MILLION SEVEN HUNDRED FORTY FIVE THOUSAND NINE HUNDRED THIRTY EIGHT AND 84/100 PESOS (Php 232,745,938.84)**, after submission of the required documents within the prescribed period and compliance to the conditions stipulated in the IRR;

Witness: 
WESLY R. ESQUERRA
Liaison Officer

JARZOE BUILDERS, INC.
BY: 
CRYSANTHEA J. CASTRO
Authorized Representative

Witness: 
MARK JONS. PALOMAR
Chairperson, HO-BAC-EP

PHILIPPINE PORTS AUTHORITY
BY: 
JAY DANIEL R. SANTIAGO
General Manager

JARZOE BUILDERS, INC. duly accepted the award by signing its Conforme on the said Notice of Award;

NOW, THEREFORE, for and in consideration of the foregoing premises and the mutual stipulations herein contained, PPA and JARZOE BUILDERS, INC. have agreed, as follows:

1. In this Contract, words and expressions shall have the same meanings as are respectively assigned to them in the attached Contract Documents.

2. The following documents shall form part of this Contract:

A. Bid Documents consisting of the following:

- A.1 Invitation to Bid (Annex C)
- A.2 Instructions to Bidders (Annex D)
- A.3 Bid Data Sheet (Annex E)
- A.4 General Conditions of Contract (Annex F)
- A.5 Special Conditions of Contract (Annex G)
- A.6 Specifications (Annex H)
- A.7 Drawings/Plans (Annex I)
- A.8 Addenda and/or Supplemental/Bid Bulletins, if any (Annex J)

B. Technical and Financial Proposals (Annex K)

C. Performance Security (Annex L)

D. Notice of Award of Contract with Jarzoe Builders, Inc. Conforme thereto (Annex M) and

E. Other contract documents that may be required by existing laws and PPA.

E.1 Construction Schedule and S-Curve (Annex N)

E.2 Manpower Schedule (Annex O)

E.3 Construction Methods (Annex P)

E.4 Equipment Utilization Schedule (Annex Q)

E.5 Construction Safety and Health Program approved by the DOLE (Annex R);

E.6 Pert/CPM (Annex S)

E.7 Duly Approved Program of Works and Cost Estimates (Annex T)

E.8 Certificate of Availability of Funds (Annex U)

E.9 Abstract of Bids (Annex V)

E.10 Resolution of Award (Annex W)

3. In consideration of the payments to be made by PPA, JARZOE BUILDERS, INC. commits to undertake and complete the Works in accordance with the required specifications and remedy any defects therein in conformity with the provisions of this Contract and Contract Documents.

4. In consideration of the execution and completion of the Works and remedying any defects therein, PPA commits to pay the Contract Price or such other sum as may become payable under the provisions of this Contract and Contract Documents.

5. This Contract shall become effective after the same shall have been signed by the Parties hereof.

Witness: 

WESLY R. ESGUERRA
Liaison Officer

JARZOE BUILDERS, INC.

BY :


CRYSANITHEA U. CASTRO
Authorized Representative

Witness: 

MARK JON S. PALOMAR
Chairperson, HO-BAC-EP

PHILIPPINE PORTS AUTHORITY

BY :


JAY DANIEL R. SANTIAGO
General Manager

IN WITNESS WHEREOF, the Parties have hereunto signed this Contract on the date and place first hereinabove written.

PHILIPPINE PORTS AUTHORITY

TIN No. 000-352-232-000

By:

JAY DANIEL R. SANTIAGO
General Manager

MARK JON S. PALOMAR
Chairperson, HO-BAC-EP

JARZOE BUILDERS, INC.

(TIN No. 009-484-978-000)

By:

CRYSANTHEA J. CASTRO
Authorized Representative

WITNESSES

WESLY R. ESGUERRA
Liaison Officer

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)

City of Manila) S.S.

BEFORE ME, a Notary Public for and in the City of Manila, this 06 day of OCT 06 2020, 2020, personally appeared the following :

NAME	PROOF OF IDENTITY	DATE	PLACE
Jay Daniel R. Santiago	PPA ID No 00102016		
Crysanthea J. Castro	Passport No. D3978314B		

known to me and to me known to be the same persons who executed the foregoing instrument as :

POSITION	COMPANY	CTC No.	DATE	PLACE
General Manager	Phil. Ports Authority	00008513	1-27-20	Manila
Authorized Representative	Jarzoe Builders, Inc.	00231416	1-18-20	Tanza, Cavite

and they acknowledged to me that the same is their own free act and deed as well as the free and voluntary act of the corporation they represent.

The foregoing instrument is a Contract for the Construction and Offshore Installation of Aids to Marine Navigation at Ports of Banago, Bredco, Pulpandan and San Carlos, Negros Occidental, consisting of three (3) pages, including this page on which this Acknowledgment is written, signed by the parties and their instrumental witnesses on each and every page thereof.

IN WITNESS WHEREOF, I have hereunto affixed my hand and notarial seal on these presents at the place and on the date first above written

Doc. No. 400;
Page No. 80;
Book No. 54;
Series of 2020;

ATTY. ROGELIO BOLIVAR
NOTARY PUBLIC IN QUEZON CITY
AM Adm. Not. Com. No. NR-124 1-12-19 until 12-31-2020
IBP O.R. No. 055255 Jan. 2019 & IBP O.R. No. 055256 Jan. 2020
PTR O.R. No. 9332194 C 1-3-2020 / Roll No. 33832 / TIN# 129-871-009
MCLE No. VI-0029583 valid from 12/16/19 Valid until 04/14/22 Quezon City
Address: 31-F Harvard St. Cubao, Q.C.