

Republic of the Philippines
PHILIPPINE PORTS AUTHORITY
PORT MANAGEMENT OFFICE – SOCSARGEN
Makar Wharf, General Santos City

CONTRACT

FOR

RE-BLOCKING OF ACCESS ROAD ALONG MAIN GATE TO WESTERN WHARF
AND OPEN STORAGE AREAS 1 & 2, INFRONT & BACK PORTION OF PCG
COMPOUND, & INFRONT OF PRE-FAB BUILDING, INCLUDING SLOPE
CORRECTION & INSTALLATION OF SWING GATE THRU HOLCIM COMPOUND,
PORT OF GENERAL SANTOS, MAKAR WHARF, GENERAL SANTOS CITY

KNOW ALL MEN BY THESE PRESENTS:

This Contract made and entered into this AUG 25 2017 day of _____ 2017, in
the City of General Santos, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY, a government instrumentality
created under Presidential Decree No. 857, as amended, with principal
office at Bonifacio Drive, South Harbor, Port Area, Manila, represented
by its duly authorized Acting Port Manager of the Port Management
Office (PMO) for SOCSARGEN at Makar Wharf, General Santos City,
ATTY. CESAR M. DATAYA, and hereinafter referred to as **PPA**;

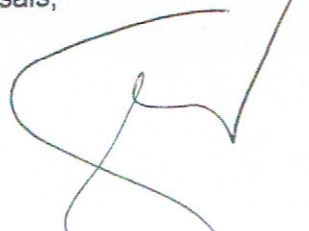
- And -

YSL BUILDER, a single proprietorship, with business and postal
address at General Luna Street, Central Barangay, Dipolog City,
represented herein by its proprietor/owner, **JOSEPH Y. LIM**, and
hereinafter referred to as **CONTRACTOR**.

WITNESSETH:

WHEREAS, in accordance with Republic Act No. 9184 and its Revised
Implementing Rules and Regulations (IRR), the Bids and Awards Committee for
Engineering Projects (BAC-EP) posted at the PPA website, GEPS, and at the PPA,
PMO-SOCSARGEN Bulletin Board from July 13 to 19, 2017, an Invitation to Bid for
the project Re-Blocking of Access Road Along Main Gate to Western Wharf and
Open Storage Areas 1 & 2, Infront & Back Portion of PCG Compound, & Infront of
Pre-Fab Building, Including Slope Correction & Installation of Swing Gate Thru Holcim
Compound, Port of General Santos, Makar Wharf, General Santos City. The same
Invitation to Bid was published in the Philippine Star from July 13 to 19, 2017;

WHEREAS, during the opening of bids on August 1, 2017, three (3) bidders
submitted their bids. Only the **CONTRACTOR**, upon evaluation of its bid, was rated
as passed in its Technical and Financial Proposals;



WHEREAS, after the said opening of bids and the corresponding conduct of bid evaluation and required post-qualification, the bid submitted by the CONTRACTOR at its unit and lump sum prices set forth in its proposal was found to be the single calculated and responsive bid in the amount of **NINETEEN MILLION FIVE HUNDRED THIRTY TWO THOUSAND FOUR HUNDRED FIFTY SIX PESOS AND FORTY CENTAVOS (Php 19,532,456.40)** Philippine Currency inclusive of twelve percent (12%) Value Added Tax (VAT);

WHEREAS, the aforesaid bid of the CONTRACTOR is lower than the Approved Budget of the Contract which is **TWENTY ONE MILLION FOUR HUNDRED SIXTY FOUR THOUSAND FIVE HUNDRED THIRTY THREE PESOS (Php 21,464,533.00)** Philippine Currency inclusive of twelve percent (12%) VAT;

WHEREAS, pursuant to **BAC-EP Resolution No. 10 Series of 2017**, duly approved by the PPA Port Manager, award of the contract was made to the CONTRACTOR in a letter dated August 15, 2017, in the amount of **NINETEEN MILLION FIVE HUNDRED THIRTY TWO THOUSAND FOUR HUNDRED FIFTY SIX PESOS AND FORTY CENTAVOS (Php 19,532,456.40)** Philippine Currency inclusive of twelve percent (12%) VAT;

WHEREAS, the CONTRACTOR duly accepted the award by signing its Conformé on the said Notice of Award;

NOW, THEREFORE, for and in consideration of the foregoing premises and the mutual covenants, stipulations and agreements herein contained, the PPA and the CONTRACTOR have agreed, as they do hereby agree, and contract as follows:

ARTICLE I

CONTRACT DOCUMENTS

1.01 The following documents shall constitute integral parts of this Contract, as fully as if the contents of the said documents are reproduced, incorporated and set forth herein, and shall govern and control in full force and effect the rights and obligations of the Parties, except as otherwise modified by the terms and conditions of this Contract, or by mutual agreement in writing of both parties, to wit

- a. Contract
- b. Conditions of Contract
- c. Drawings/Plans
- d. Specifications
- e. Invitation to Bid
- f. Instruction to Bidders
- g. Addenda
- h. Bid Proposal including the following documents/annexes:

Technical Bid:

- 1) Eligibility Documents
- 2) Bid Security;
- 3) Duly Signed Contract Organizational Chart
- 4) Statement of Availability of Key Personnel
- 5) Statement of Availability of Equipment Owned, Under

- Lease and/or has Under Purchase Agreements that may be Used for the Contract
- 6) List of Contractor's Equipment
- 7) Omnibus Sworn Statement
- 8) Other documents submitted

Financial Bid:

- (1) Bid Proposal
- (2) Bid Prices in the Bill of Quantities
- (3) Detailed Estimates
- (4) Cash Flow by Quarters and Payment Schedule
- j. Performance Security
- k. Notice of Award of Contract and Contractor's "Conforme" thereto
- l. Notice to Proceed
- m. Other contract documents that may be required by PPA

1.03 All contract documents are and shall remain as the property of the PPA.

1.04 The words and expressions in this Contract shall have the same meanings respectively assigned to them in the contract documents referred to above.

ARTICLE II

**CONTRACTOR'S UNDERTAKING
SCOPE OF WORK**

2.01 The CONTRACTOR, in consideration of the payment to be made by the PPA to the said CONTRACTOR as stated in the contract documents and this Contract, hereby covenants to execute and complete the contract **Re-Blocking of Access Road Along Main Gate to Western Wharf and Open Storage Areas 1 & 2, Infront & Back Portion of PCG Compound, & Infront of Pre-Fab Building, Including Slope Correction & Installation of Swing Gate Thru Holcim Compound, Port of General Santos, Makar Wharf, General Santos City**, in conformity in all respects with the provisions of this Contract, as follows:

Item #	Description	Unit	Quantity	Cost	Amount
BILL NO. 1 MOBILIZATION AND Demobilization					
1.01	MOBILIZATION, DEMOBILIZATION INCLUDING RESTORATION WORKS	Lot	1.00	129,306.24	129,306.24
BILL No. 2 DEMOLITION, REMOVAL AND EXCAVATION WORKS					

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2.01	DEMOLITION AND DISPOSAL OF EXISTING CONCRETE PAVEMENT, RC CURB, AND CONCRETE GUTTER, DEMOLITION OF PORTION OF EXISTING FENCE FOR INSTALLATION OF SWING GATE THRU HOLCIM COMPOUND AND DEMOLITION OF RIPRAP INFRONT OF QUARANTINE OFFICE AT PESOS	Sq.M	5,120.26	52.08698	266,698.88
2.02	EXCAVATION AND DISPOSAL OF ALL UNSUITABLE SUBGRADE MATERIALS INCLUDING DISPOSAL TO DESIGNATED AREA AS INSTRUCTED BY THE PROJECT ENGINEER	Cu.M	4,975.15	83.278213	414,321.60
BILL No. 3 ADJUSTMENT OF EXISTING OPERATIONAL AREA VEHICULAR GATE AT WESTERN WHARF					
3.01	RECTIFICATION WORKS/ADJUSTMENT ON EXISTING OPERATIONAL AREA VEHICULAR GATE AT WESTERN WHARF UP TO LEVEL OF THE SLOPE CORRECTION INCLUDING CHIPPING OF CONCRETE POST, WELDING WORKS, AND RESTORATION WORKS	Lot	1.00	72,886.24	72,886.24
BILL No. 4 SLOPE CORRECTION AND REPAIR OF PCCP AND INSTALLATION OF STEEL GATE AT HOLCIM					
4.01	SUPPLY, HANDLING AND INSTALLATION OF GEOTEXTILE FABRIC	Sq.m	59.00	5,629.12	332,118.08
4.02	SUPPLY, SPREAD AND COMPACTION OF 400MM SELECTED FILL MATERIALS	Cu.M	2387.35	1414.28804	3,376,400.55

4.03	SUPPLY, SPREAD AND COMPACTION OF 300MM THK AGGREGATE SUB-BASE COURSE	Cu.M	1,791.42	1,716.570586	3,075,098.88
4.04	SUPPLY, SPREAD AND COMPACTION OF 300 THK AGGREGATE BASE COURSE	Cu.M	1,791.42	1,805.47106	3,234,356.97
4.05	SUPPLY AND INSTALLATION OF STEEL JOINT FOR CONCRETE PAVEMENT, RAMPS, RC CURBS AND CONCRETE GUTTER INCLUDING GATE POSTS	Kg.	28,315.10	51.76011133	1,465,592.73
4.06	CONCRETE WORKS FOR PAVEMENT, RC CURBS, RC GUTTER, AND GATE POSTS	Cu.M	1,465.04	4,268.764752	6,253,911.11
4.07	STEEL WORKS FOR THE FABRICATION AND INSTALLATION OF SWING GATE AND REPLACEMENT OF ELECTRICAL MANHOLE COVER INCLUDING STEEL GRATING AT THE OPEN STORAGE AREAS	Lot	1.00	355,906.88	355,906.88
4.08	CONSTRUCTION OF SHEAR WALL AND INSTALLATION OF MESH WIRE FENCE INFRONT OF THE QUARANTINE OFFICE	Sq.M	20.79	10,050.26263	208,944.96
4.09	PAINTING WORKS ON STEEL GATE, CONCRETE POSTS, RC CURBS, PEDESTRIAN LANES, SHEAR WALL, AND FENCE INFRONT OF QUARANTINE OFFICE	Sq.M	763.33	185.0854545	141,281.28
5.01	CONSTRUCTION SAFETY AND HEALTH PROGRAM INCLUDING PROJECT BILLBOARD	Lot	1.00	205,632.00	205,632.00
TOTAL AMOUNT OF BID					19,532,456.40

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ARTICLE XXII

EFFECTIVITY

22.01 This Contract shall become effective upon signing of the Parties hereof.

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

PHILIPPINE PORTS AUTHORITY

YSL BUILDER

By:

By:

CESAR M. DATAYA
Acting Port Manager

JOSEPH Y LIM
Proprietor

WITNESSES:

 J M - F L

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF GENERAL SANTOS) S.S.

BEFORE ^{ME} A Notary Public for and in the City of General Santos, Philippines, this 25 day of AUG 2017 personally appeared the following:

NAME	Identification Card	Number
ATTY. CESAR M. DATAYA	TIN	900-593-488
JOSEPH Y. LIM	SSS ID	1001404976

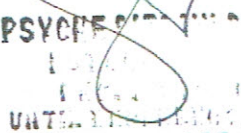
Known to me to be the same persons who executed and signed the foregoing instrument as:

Position	Company	CTC No.	Date	Place
Acting Port Manager	PPA	31022481	1-19-17	GSC
Proprietor	YSL Builder	23880462	1-27-17	Dipolog City

The foregoing instrument is a contract agreement for the project Re-Blocking of Access Road Along Main Gate to Western Wharf and Open Storage Areas 1 & 2, Infront & Back Portion of PCG Compound, & Infront of Pre-Fab Building, Including Slope Correction & Installation of Swing Gate Thru Holcim Compound, Port of General Santos, Makar Wharf, General Santos City, consisting of twenty (20) pages, including this page on which this Acknowledgment is written, signed by the parties and their instrumental witnesses on each and every page hereto.

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. 402 :
Page No. 80 :
Book No. 1 :
Series of 2017


ATTY. PSYCHE
UNTA... 2017
PTR NO. 707... 2017
IBP NO. 105... 2017
MCLE COMPLIANCE... 04/06/2016
TEL. NO. 093...
BLOCK 5, LOT 1516, NOME SUDO,
PUROK MALAKAS, GENERAL SANTOS CITY


contractreblocking

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