

June 01, 2016

Notice of Award

MR. PANCHO C. UNTALAN
Owner/General Manager
STA. CRUZ CONSTRUCTION AND GENERAL SERVICES
Poblacion, Lobo, Batangas

Dear Mr. Untalan :

We are happy to notify you that the ***Repair and Rehabilitation of RC Pier 3, Port of Dumaguete, Dumaguete City (NRP-NOS-01-16)*** is hereby awarded to you as the Bidder with the Lowest Calculated & Responsive Bid at a Contract Price equivalent to **Twenty One Million Nine Hundred Two Thousand Four Hundred Thirty Four Pesos and 90/100 (₱ 21,992,434.90).**

You are therefore required, within ten (10) days from the receipt of this Notice of Award, to formally enter into contract with us, and to submit the Performance Security in the form and the 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.

Performance Security which shall be equivalent to Ten percent (10.0%) of the Contract Price in Cash or Cashier's/Manager's Check issued by a Universal Bank or Commercial Bank; Ten percent (10.0%) of the Contract Price in the form of Bank Draft/Guarantee or Irrevocable Letter of Credit issued by a Universal or Commercial Bank; or Thirty percent (30.0%) of the Contract Price in Surety Bond callable upon demand issued by a surety or insurance companies duly certified by the Insurance Commission as authorized to issue such security or any combination of the foregoing. In the execution of the performance bond, the following conditions shall be complied with:

1. The Performance Bond shall be co-terminus with the issuance of the final Certificate of acceptance of the project;

VISION

By 2030, customers doing business in our ports shall have experienced productivity, efficiency, comfort, safety, security and connectivity of home.

MISSION

We commit to provide reliable and responsive services in our ports, sustain development of our port communities and the environment, and be a model corporate agency of the government.

2. It shall be callable on demand;
3. The following provisions shall form part of the performance bond;

"The right to institute action on the penal bond pursuant to Act. 3688, of any individual, firm, partnership, corporation and association supplying the construction with labor and materials for the prosecution of work is hereby/acknowledged and confirmed:

4. Submission of Contractor's All Risk Insurance (CARI)
5. Manpower Schedule
6. Construction Methods
7. Equipment Utilization Schedule
8. Construction Safety and Health Program
9. PERT/CPM of the project

Very truly yours,



SARAH R. MIJARES
Port Manager

Conforme:



MR. PANCHITO C. UNTALAN
Owner/General Manager
Sta. Cruz Construction and General Services
Poblacion, Lobo, Batangas

Date: _____

NOTICE TO PROCEED

MR. PANCHO C. UNTALAN
Owner/General Manager
STA. CRUZ CONSTRUCTION AND
GENERAL SERVICES
Poblacion, Lobo, Batangas

Dear Mr. Untalan,

The attached Contract Agreement having been approved, notice is hereby given to **STA. CRUZ CONSTRUCTION AND GENERAL SERVICES** that work may commence/proceed on the *Repair and Rehabilitation of RC Pier 3, Port of Dumaguete, Dumaguete City (NRP-NOS-01-16)* seven (7) days 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.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one copy and return the other to the Philippine Ports Authority, PMO-Negros Oriental/Siquijor, Port Area, Brgy. Looc, Dumaguete City.

Very truly yours,



SARAH R. MIJARES
Port Manager

I acknowledge receipt of this Notice on: 7/8/16

Name of the Authorized Representative: PANCHO C. UNTALAN

Authorized Signature: 

BAC Resolution Declaring LCRB and Recommending Approval

RESOLUTION NO. 04-060316

WHEREAS, the **Philippine Ports Authority, Port Management Office – Negros Oriental/Siquijor** advertised once the Invitation to Apply for Eligibility and to Bid of the ***Repair and Rehabilitation of RC Pier 3, Port of Dumaguete, Dumaguete City (NRP-NOS-01-16)*** with an ***Approved Budget for the Contract (ABC) of ₱ 22,093,535.76*** in newspaper of nationwide general circulation and posted the same in the **Philippine Ports Authority** website, PhilGEPS website and a conspicuous place at the following premises continuously for 7 days, to wit:

- 1) PMO-NOS Bulletin Board
- 2) Baseport Terminal Office

WHEREAS, in response to the said advertisements, **Five (5)** contractors submitted letters of intent, **Five (5)** Contractors purchased bid documents;

WHEREAS, **Three (3)** bids were submitted on **April 26, 2016** and Two (2) passed the preliminary examination of bids, to wit;

Name of Bidder	Bid Amount (As Read)	% Variance from ABC
1.0 STA. CRUZ CONSTRUCTION AND GENERAL SERVICES	₱ 21,992,434.90	0.46%
2.0 OPELL CONSTRUCTION AND DEVELOPMENT CORPORATION	₱ 22,081,016.19	0.06%

WHEREAS, the detailed evaluation of bid conducted on **April 26, 2016** and post qualification conducted last **May 02, 2016** resulted in the following:

Name of Bidder	Bid Amount (As Calculated)	% Variance from ABC
1.0 STA. CRUZ CONSTRUCTION AND GENERAL SERVICES	₱ 21,992,434.90	0.46%
2.0 OPELL CONSTRUCTION AND DEVELOPMENT CORPORATION	₱ 22,080,840.93	0.06%

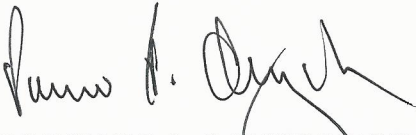
WHEREAS, upon post-qualification or careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the Bidder with the Lowest Calculated Bid, ***STA. CRUZ CONSTRUCTION AND GENERAL SERVICES***, its bid has been found to be responsive;


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

- a) To declare **STA. CRUZ CONSTRUCTION AND GENERAL SERVICES** as the Bidder with the Lowest Calculated & Responsive Bid for the **Repair and Rehabilitation of RC Pier 3, Port of Dumaguete, Dumaguete City (NRP-NOS-01-16)**;
- b) To recommend for approval by the **Port Manager** of the **Philippine Ports Authority, Port Management Office – Negros Oriental/Siquijor** the foregoing findings.

RESOLVED, at the Dumaguete City, this 3rd day of June, 2016.


HUBERT P. MITMIT
BAC Chairman


PONCIANO A. CALINGACION, JR.
BAC Vice-Chairman


AL VICENTE P. VILLAHERMOZA
BAC Member


KAREN S. QUIAMCO
Provisional Member


Approved by:


SARAH R. MIJARES
Port Manager


Date approved: _____

Contract Agreement

REPAIR AND REHABILITATION OF RC PIER 3
PORT OF DUMAGUETE, DUMAGUETE CITY (NRP-NOS-01-16)

WITNESS :

JOSE LUIS UNTALAN
Field Assistant


THIS AGREEMENT, made this _____ day of _____ between
PHILIPPINE PORTS AUTHORITY, PMO-NEGROS ORIENTAL/SIQUIJOR of Port
Area, Looc, Dumaguete City (hereinafter called the "Entity") and STA. CRUZ
CONSTRUCTION AND GENERAL SERVICES (hereinafter called the "Contractor").


STA. CRUZ CONSTRUCTION
AND GENERAL SERVICES
By: 
PANCHITO C. UNTALAN
General Manager

WHEREAS, the Entity is desirous that the Contractor execute the Repair and
Rehabilitation of RC Pier 3, Port of Dumaguete, Dumaguete City (NRP-NOS-01-16)
(hereinafter called "the Works") and the Entity has accepted the Bid for Twenty One Million
Nine Hundred Ninety Two Thousand Four Hundred Thirty Four and 90/100 Pesos
(₱ 21,992,434.90) 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 shall be attached, deemed to form, and be read and
construed as part of this Agreement, to wit:
 - (a) General and Special Conditions of Contract;
 - (b) Drawings/Plans;
 - (c) Specifications;
 - (d) Invitation to Apply for Eligibility and to Bid;
 - (e) Instructions to Bidders;
 - (f) Bid Data Sheet;
 - (g) Addenda and/or Supplemental/Bid Bulletins, if any;
 - (h) Bid form, including all the documents/statements contained in the
Bidder's bidding envelopes, as annexes;
 - (i) Eligibility requirements, documents and/or statements;
 - (j) Performance Security;
 - (k) Credit line issued by a licensed bank, if any;
 - (l) Notice of Award of Contract and the Bidder's conforme thereto;
 - (m) Other contract documents that may be required by existing laws
and/or the Entity.
3. In consideration of the payments to be made by the Entity to the Contractor as
hereinafter mentioned, the Contractor hereby covenants with the Entity to
execute and complete the Works and remedy any defects therein in
conformity with the provisions of this Contract in all respects.
4. The Entity hereby covenants to pay the Contractor in consideration of the
execution and completion of the Works and the remedying of defects wherein,
the Contract Price or such other sum as may become payable under the
provisions of this Contract at the times and in the manner prescribed by this
Contract.

WITNESS :

HUBERT P. MITMIT
Acting ESD Manager

PHILIPPINE PORTS AUTHORITY
By: 
SARAH K. MIJARES
Port Manager

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

PHILIPPINE PORTS AUTHORITY

STA. CRUZ CONSTRUCTION AND
GENERAL SERVICES

BY:


SARAH R. MIJARES
Port Manager

BY:


PANCHO C. UNTALAN
General Manager

SIGNED IN THE PRESENCE OF:


HUBERT P. MITMIT
Acting ESD Manager


JOSE LUIS UNTALAN
Field Assistant

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF DUMAGUETE) S.S.

BEFORE ME, a Notary Public, for and in the City of _____, Philippines, on this _____ day of _____, 2016 personally appeared the following persons with their respective Residence Certificates, to wit:


NAME	CTC No.	DATE ISSUED	PLACE ISSUED
SARAH R. MIJARES	26810301	January 12, 2016	Dumaguete City
PANCHO C. UNTALAN	31326830	January 4, 2016	Lobo, Batangas

Who are known to me to be the same persons who executed and signed the foregoing instrument, and who acknowledge to me that the same is their free and voluntary act and deed, and that of the entities which they respectively represent.

This instrument refers to a CONTRACT/AGREEMENT for Repair and Rehabilitation of RC Pier 3, Port of Dumaguete, Dumaguete City (NRP-NOS-01-16), consisting of two (2) pages including this page in which the Acknowledgement is written and signed at the corresponding spaces provided therefore by the Parties and their instrumental witnesses and sealed with my notarial seal. Page 1 is signed at the left margin thereof.

WITNESS MY HAND AND SEAL this _____ day of _____ 2016 at _____, Philippines.

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Book No. Lxxv
Series of 2016


ELISEO G. LONTOK
NOTARY PUBLIC
UNTIL DEC. 31, 2017
NOTARIAL COMM. No. 2015-16
PTR No. 2565279
ISSUED ON JAN. 4, 2016
ISSUED AT DUMAGUETE