

BAC Resolution Declaring LCRB and Recommending the Award of Project

BAC RESOLUTION NO. 2020-556

WHEREAS, the Municipal Government of Binangonan advertised and posted the Invitation to Bid of the Proposed Construction of Fence and Parking Area at Public Market, Barangay Tagpos, Binangonan Rizal in the Municipal Government of Binangonan website, the G-EPS and a conspicuous places at the premises of the Municipal Government of Binangonan continuously for 7 days;

WHEREAS, in response to the said advertisements, three (3) Contractors submitted letters of intent and purchased bid documents;

WHEREAS, three (3) bids were submitted on December 21, 2020 and all the bids of the following bidders passed the preliminary examination of bids;

Name of Bidder	Bid Amount (As Read)	% Variance from ABC
DIAZ AQUINO CONSTRUCTION CORP.	2,570,611.31	0.93%
KIT UBIADAS CONSTRUCTION CORP.	2,577,894.38	0.65%
MAK-JAMS CONSTRUCTION	2,573,784.94	0.81%

WHEREAS, the detailed evaluation of bids conducted on December 22, 2020 resulted in the following:

Name of Bidder	Bid Amount (As Calculated)	% Variance from ABC
DIAZ AQUINO CONSTRUCTION CORP.	2,570,611.31	0.93%
MAK-JAMS CONSTRUCTION	2,573,784.94	0.81%
KIT UBIADAS CONSTRUCTION CORP.	2,577,894.38	0.65%

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, DIAZ AQUINO CONST. CORP., 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, DIAZ AQUINO CONSTRUCTION CORP., with the Lowest Calculated Responsive Bid for the Proposed Construction of Fence and Parking Area at Public Market, Barangay Tagpos, Binangonan Rizal;
- b) To recommend for approval by the Municipal Mayor of the Municipal Government of Binangonan the foregoing findings.

RESOLVED this 28th day of December, 2020 at SB Session Hall,
Municipality of Binangonan, Rizal.



ENGR. PETRONIO C. TOLENTINO
BAC Chairman


MS. MA. EDITHA A. GENIDOZA
BAC Vice-Chairman


ENGR. DAVID A. DISIMULACION, JR.
BAC Member


MR. RUSSEL GUILLIER C. YNARES
BAC Member


ATTY. FERDINAND C. PEREZ
BAC Member


MR. RODEL C. CERRERO
BAC Member


MS. ALICIA D. TORRES
BAC Member

Approved by:


ENGR. CESAR M. YNARES
Mayor

Date Approved:

CONTRACT

This contract made and executed by and between:

MUNICIPALITY OF BINANGONAN, RIZAL

A duly organized government institution with seat of government at Barangay Calumpang, Binangonan, Rizal represented herein by the **Mayor, HON. CESAR M. YNARES**, Filipino Citizen, of legal age, married with residence and postal address at Barangay Calumpang Binangonan, Rizal, pursuant to **BAC Resolution No. 2020-556** dated December 28, 2020 hereinafter referred to as the **MUNICIPALITY**.

- and -

DIAZ AQUINO CONSTRUCTION CORPORATION

A duly organized private entity duly registered contractor under **Registration No. 2019-2527** with postal address at 0478 Barangay Tayuman, Binangonan, Rizal, represented herein by **ELMA DIAZ AQUINO**, Filipino Citizen, of legal age, married, with residence and postal address at the same, hereinafter referred to as the **CONTRACTOR**.

WITNESSETH:

Wherein, the Municipality offered through Public Bidding of the

PROPOSED CONSTRUCTION OF PERIMETER FENCE AND PARKING AREA Public Market, Barangay Tagpos, Binangonan, Rizal

Whereby the contractor accepts to undertake the works pursuant to Plans and Specification, as integral part of this contract for a contract price of:

TWO MILLION FIVE HUNDRED SEVENTY THOUSAND SIX HUNDRED ELEVEN PESOS & 31/100. (P 2,570,611.31)

To be paid by the Municipality to the contractor.

FURTHER WITNESSETH AS FOLLOWS:

1. The Contractor shall finish the work prescribed in the Plans and Specification duly noted by both parties to this contract within 48 calendar days reckoned from the date of **NOTICE TO PROCEED** served by the Municipality to Contractors;
2. The Contractor shall be responsible for all obligations to all men working under his supervision in connection with this Contractors;
3. The contractor shall post a Performance security either in cash or Manager's Check equivalent to 5% of the contract price, a 10% Bank guarantee or a surety bond equivalent to 30% of contract price.
4. Protection of properties and equipment of contractor in transporting to and from and at jobsite shall be at his own risk;
5. Security of men working under the Contractor's supervision shall be subject to applicable penal code provision of the Republic of the Philippines;
6. The Contractor shall coordinate with the Municipality and allow the Municipality's authorized personnel to make inspection for the review and confirmation of compliance with Work Plans and Specification of this contract;

7. Delay or default in the performance of this contract shall be dealt with in accordance with applicable provision of R. A. 9184 and shall be determined to which fault such delay or default is attributable;
8. The following documents are necessary in the enforcement of this contract.
 - a. *Plans and Specifications*
 - b. *Bids & Abstract of Bids*
 - c. *Certificate of Availability of Fund*
 - d. *BAC Resolution*
 - e. *Approved Agency Estimates*
 - f. *Notice of Award and Acceptance of Contract*
 - g. *Notice to Proceed*
 - h. *Official Receipt of Performance bond*

IN WITNESS WHEREOF, the parties have hereunto signed this instrument this 29th day of December, 2020 at Binangonan, Rizal.

MUNICIPALITY OF BINANGONAN, RIZAL

DIAZ AQUINO CONSTRUCTION CORP.
CONTRACTOR

By:



HON. CESAR M. YNARES
Municipal Mayor

By:



ELMA DIAZ AQUINO
President

Signed in the presence of:



WITNESS



WITNESS

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
MUNICIPALITY OF BINANGONAN)
PROVINCE OF RIZAL)
X-----X

BEFORE ME, a notary public for and in the above jurisdiction, this 29 DEC 2020 day of _____ 2020 at Binangonan, Rizal came and appeared;

HON. CESAR M. YNARES, Taxpayer Identification No. 105-607-563-000.

ELMA DIAZ AQUINO, Taxpayer Identification No. 110-084-780-000.

Both known to me and known to be the same person who executed the foregoing instrument.

This instrument consisting of three (3) pages including this page wherein this acknowledgment is written duly signed by the parties and that instrument witness on each and every page hereof refer to a contract and they acknowledged to me that the same is voluntary deed and act.

WITNESS MY HAND AND NOTARIAL SEAL

Doc No. 376
Page No. 76
Book No. XLIV
Series of 2020.

ATTY. FERDINAND C. PEREZ
COMMISSION ADM. NO. 18-003
NOTARY PUBLIC
BINANGONAN, ANGONO, RIZAL
UNTIL DEC 31, 2020
IBP NO. 100816 1-2-19
PTR NO. 13780065 A 1-2-20
ROLL NO. 54332
MILE NO. VI-0045433 11 02 18

REPUBLIC OF THE PHILIPPINES)
MUNICIPALITY OF BINANGONAN) S.S.
PROVINCE OF RIZAL)
X -----X

AFFIDAVIT

I, **ELMA DIAZ AQUINO**, Filipino citizen, of legal age, with residence and postal address at 0478 Barangay Tayuman, Binangonan, Rizal, after having been duly sworn to in accordance with law, hereby depose and say:

1. That, I am the President of **DIAZ AQUINO CONSTRUCTION CORPORATION** with business address at 0478 Barangay Tayuman, Binangonan, Rizal.
2. That, I am the one who contracted the **Proposed Construction of Perimeter Fence and Parking Area at Public Market, Barangay Tagpos, Binangonan, Rizal.**
3. That by these presents, I hereby state under oath that I had paid all laborers, workers & employee utilized in the construction of said project.
4. That I have executed this affidavit in order to attest to the truth of all the foregoing and for all legal intents and purposes this may serve.

IN WITNESS THEREOF, I have hereunto affixed my signature this 23rd day of February, 2020 at Binangonan, Rizal, Philippines.
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ELMA DIAZ AQUINO
Affiant

Comm. Tax Cert. 00280701
Issued on January 5, 2021
At Binangonan, Rizal

SUBSCRIBED AND SWORN to before me this _____ day of _____, 2020 at Binangonan, Rizal, Philippines.

Doc. No. 131
Page No. 27
Book No. 01
Series of 2020.

ATTY. FERDINAND C. PEREZ
COMMISSIONER NO. 18-003
EXTENDED UNTIL APRIL 30, 2021
NOTARY PUBLIC FOR BINANGONAN, RIZAL

IBP No. 128547 - 9/9/20
PTR No. 15253600A - 1/4/21
ROLL No. 54332
MCLE No. VI-0015433 II-28-20

Republic of the Philippines
Municipality of Binangonan
Calumpang, Binangonan, Rizal
Tel. No. 652-5535

NOTICE OF AWARD

December 29, 2020

MS. ELMA D. AQUINO
Proprietor- Diaz Aquino Construction Corp.
National Rd. Tayuman
Binangonan, Rizal

Dear Ma'am:


We are happy to notify you that the Proposed Construction of Fence and parking Area at Public Market, Barangay Tagpos, Binangonan Rizal is hereby awarded you as the Bidder with the Lowest Calculated Responsive Bid at a Contract Price equivalent to Two Million Five Hundred Seventy Thousand Six Hundred Eleven Pesos & 31/100 (P2,570,611.31).

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.

Very truly yours,


ENGR. CESAR M. YNARES
Municipal Mayor

Conforme:


Name of Representative of bidder
Name of Bidder
Date: December 29, 2020



Republic of the Philippines
Province of Rizal
MUNICIPALITY OF BINANGONAN



OFFICE OF THE MUNICIPAL ENGINEER

NOTICE TO PROCEED

January 7, 2021

MS. ELMA D. AQUINO

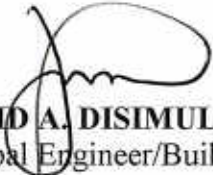
Proprietor- Diaz Aquino Construction Corp.
National Rd. Tayuman
Binangonan, Rizal

Dear Ms. Aquino,

Attached herewith is a photo copy of the contract for the **Proposed Construction of Fence and Parking Area at Public Market, Barangay Tagpos, Binangonan, Rizal** duly signed by the Municipal Mayor as per Bids and Awards Committee Resolution No. 2020-556 dated December 28, 2020.

You are therefore advised to start the project upon receipt thereof.

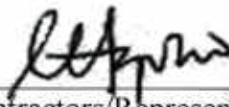
Truly yours,


ENGR. DAVID A. DISIMULACION, JR.
OIC - Municipal Engineer/Building Official

Noted by:


HON. ENGR. CESAR M. YNARES
Municipal Mayor

Received by:


Contractors/Representative

January 7, 2021

Date