



Central Mindanao University
BIDS AND AWARDS COMMITTEE
 Musuan, Bukidnon

NOTICE OF AWARD

November 24, 2020

MR. ARIEL G. TAN
 Authorized Representative
ARIEL G. TAN PETROLEUM
Purok.14, Poblacion Valencia City

Dear Sir:

This is to inform you that your bid proposal for the **PROCUREMENT OF DIESEL/FUEL OF RGMO** which shall be funded under **RGMO FUND** after having been post-qualified and declared to have obtained the Lowest Calculated Responsive Bid, has been recommended for award by the Bids and Awards Committee (BAC) of Central Mindanao University by virtue of **BAC Resolution No. RGMO-PB-20-064**, and the same has been approved by the Central Mindanao University thru the undersigned at the amount of **ONE MILLION FIFTY SIX THOUSAND FIVE HUNDRED TWENTY EIGHT PESOS ONLY (1,056,528.00)**. You are hereby requested to manifest your acceptance of this Notice of Award.

Relative thereto, and in accordance with the provisions of the documents and Revised R.A. No. 9184, otherwise known as the Government Procurement Reform Act and its Implementing Rules and Regulations, you are hereby instructed to submit the following documents with ten (10) calendar days from the date of your receipt of this Notice of Award to within:

- A. **PERFORMANCE SECURITY** This is to be posted in favor of the Central Mindanao University, in the form of cash, manager's check, cashier's check, bank draft/guarantee confirmed by local bank, irrevocable letter of credit issued by a reputable bank, surety bond callable upon demand, issued by the Government Service Insurance System or any reputable surety or insurance company duly accredited by the Office the Insurance Commissioners, or a combination thereof **IN ACCORDANCE** with the following schedule:

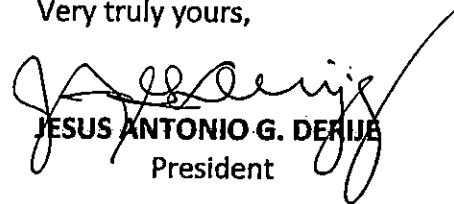
| FORM OF PERFORMANCE SECURITY | AMOUNT OF PERFORMANCE SECURITY (EQUAL TO PERCENTAGE OF THE TOTAL CONTRACT PRICE) |
|---|--|
| Cash or cashier's/manager's check issued by a Universal or Commercial Bank. | Five percent (5%) |
| Bank draft/guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank: Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank. | |
| Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security; and/or | Thirty percent (30%) |
| Any combination of the foregoing. | Proportionate to share of form with respect to total amount of security |

Within the same period of ten (10) days as indicated above, you are directed to enter into and execute the Goods Contract with the University.

This Performance Security shall be forfeited in favor to Central Mindanao University in the event of default on your part in the performance of any of your obligations under the Contract.

Finally, it must be noted that you shall not commence the work nor initiate the procurement of materials for the project prior to your receipt of the Notice to Proceed.

Very truly yours,


JESUS ANTONIO G. DERUA
President

Received, Acknowledged and Accepted:

Name: JAMES M. CHARLON

Signature: 

Date: 12-4-20

OFFICE OF THE BIDS AND AWARDS COMMITTEE

CONTRACT OF AGREEMENT

REF. NO. RGMO-PB-20-064

THIS AGREEMENT made this **DEC 29 2020** between CENTRAL MINDANAO UNIVERSITY of the Philippines (hereinafter called "the Entity") of the one part and **ARIEL G TAN PETROLEUM** at Sayre Highway, Valencia City (hereinafter called "the Supplier") of the other part:

Whereas, the Entity invited Bids for certain goods and ancillary services, viz., **PROCUREMENT OF DIESEL/FUEL OF RGMO** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of *One Million Fifty Six Thousand Five Hundred Twenty Eight Pesos Only (Php1,056,528.00)* with the items listed below:

| ITEM | UNIT | QTY | DESCRIPTION | OFFER | UNIT PRICE | TOTAL AMOUNT |
|------|--------|-----------|-------------|-------|------------|--------------|
| 1 | liters | 21,160.00 | Diesel | | 36.00 | 761,760.00 |
| 2 | liters | 6,408.00 | Gasoline | | 46.00 | 294,768.00 |
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| | | | | | | 1,056,528.00 |

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 referred to.
2. The following documents shall be deemed to form and be read and construed as part of this agreement, viz:
 - (a) the Bid Form and the Price Schedule submitted by the Bidder;
 - (b) the Schedule of Requirements;
 - (c) the Technical Specifications;
 - (d) the General Conditions of Contract;
 - (e) the Special Conditions of Contract; and,
 - (f) the Entity’s Notification of Award.

3. In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the goods and services and to remedy defects therein in conformity in all respects with the provisions of the Contract.

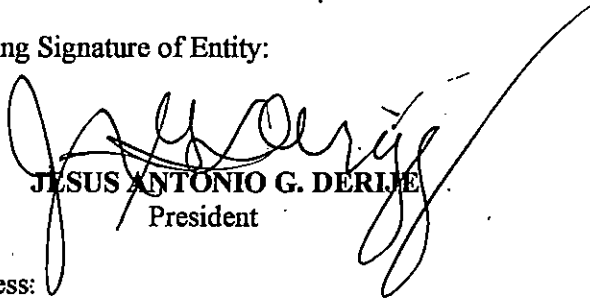
4. The Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

The Common Seal of CMU, Musuan, Bukidnon was herein affixed in the presence of **DR. JESUS ANTONIO G. DERIJE**

Signed, sealed, and delivered by **ARIEL G TAN PETROLEUM** in the presence of **ARIEL GO TAN**.

Binding Signature of Entity:



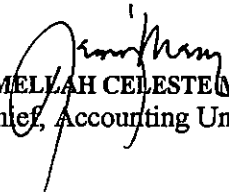
JESUS ANTONIO G. DERIJE
President

Binding Signature of Supplier:



ARIEL GO TAN
Owner/Proprietor

Witness:



MARIA JAMELLAH CELESTE M. MAGALONA
Chief, Accounting Unit

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF BUKIDNON) s.s.
MUNICIPALITY OF **VALENCIA CITY**

DEC 29 2020

BEFORE ME, a Notary Public for in the above jurisdiction, on this _____ day of _____ at **VALENCIA CITY** personally appeared the following, exhibiting to me following described Competent Evidence of Identity (CEI) in accordance with the 20m Rules on Notarial Practice.

| Name | Competent Evidence of Identity | Date/place Issued |
|--------------------------------|--------------------------------|-------------------|
| JESUS ANTONIO G. DERIJE | | |
| ARIEL GO TAN | | |

Known to me to be the same person who executed the foregoing instrument and who acknowledge to me that the same is their free and voluntary act and deed.

This instrument refers to the Contract of Agreement consisting of (3) pages including this page, signed by the parties and their witnesses on each and every hereof and thereof, including this page whereon the acknowledgement is written.

DEC 29 2020

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed on every page hereof my notarial seal this _____ day of _____ in the Municipality of **VALENCIA CITY**, Province of _____.

ATTY. CECILIO CHITO R. TANCINCO
NOTARY PUBLIC
UNTIL DECEMBER 31, 2021
TANCINCO LAW OFFICE
P-11 POBLACION, VALENCIA CITY, BUKIDNON
BD LIFETIME NO. 05863 BUKIDNON CHAPTER
PTR NO. 3779901-1/2/20

DOC NO. 62
PAGE NO. 14
BOOK NO. CCGXCII
SERIES OF 2020