

Republic of the Philippines Central Mindanao University BIDS AND AWARDS COMMITTEE

Musuan, Bukindon

NOTICE OF AWARD

September 6, 2019

The Manager
MARCY'S CORPORATION
R. Palma St.,,Poblacion,
Valencia City

Dear Sir/Madam;

This is to inform you that bid proposal for the project: **PROCUREMENT OF ASSORTED BEVERAGES** which shall be funded under *UIGP 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. UIGP-PB-19-061* and the same has been approved by the Central Mindanao University thru the undersigned for several items at the amount of *One Million Six Hundred Fourteen Thousand Pesos Only (Php1,614,900.00)*. You are hereby requested to manifest your acceptance of the said.

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, the following documents with ten(10) calendar days from the date of your receipt of this Notice of Award to wit:

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.

This Performance Security shall be forfeited in favor of the Central Mindanao University in the event it is established that you are in default in 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.

JESUS ANTONIO G. DER

President

Received, Acknowledged and Accepted:

Name:

Signature._

Date:

Republic of the Philippines CENTRAL MINDANAO UNIVERSITY

University Town, 8710 Musuan, Bukidnon E-mail Add. bac@cmu.edu.ph; Website: http://www.cmu.edu.ph

OFFICE OF THE BIDS AND AWARDS COMMITTEE

CONTRACT OF AGREEMENT

REF. NO. UIGP-PB-19-061

THIS AGREEMENT made this 21th day of September, 2019 between CENTRAL MINDANAO UNIVERSITY of the Philippines (thereinafter called "the Entity") of the one part and MARCY'S CORPORATION at R. Palma St., Poblacion, Valencia City (hereinafter called "the Supplier") of the other part:

Whereas, the Entity invited Bids for certain goods and ancillary services, viz., PROCUREMENT OF ASSORTED BEVERAGES and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of One Million Six Hundred Fourteen Thousand Pesos Only (Php1,614,000.00) with the items listed below:

ITEM	UNIT	DESCRIPTION	QTY	OFFER	UNIT PRICE	TOTAL AMOUNT
	e e e e e e e e e e e e e e e e e e e	The state of the s			*	
LOT 1				e e e	an all	
1	cases	Carbonated Lemon Juice (355ml x12)	280 /	4	150.00	42,000.00 /
2	cases	Cola Softdrinks (1.75 L x 12)	450 🖊		780.00 /	351,000.00 /
3	cases	Cola Softdrinks (300ml x 12)	6600 /		175.00	1,155,000.00 ∠
4	cases	Cola Softdrinks (8ozx24)	300 /	2g - 2 ^{g - 27}	220.00	66,000.00 /
						1,614,000.00
2						
	1.50					
	- 4			1.08.5	5°	
		GRAND TOTAL			D TOTAL	1,614,000.00

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 MARCY'S CORPORATION_in the presence of JOSE V. CALDERON, JR.. Binding Signature Binding Signature of Supplier: JESUS A JOSE V. CALDERON, JR. President Authorized Representative Witness: RICOA. MARIN MARIA JAMEI/LAH CELESTE M. MAGALONA Chief, Accounting Unit BAC Chairman ACKNOWLEDGEMENT REPUBLIC OF THE PHILIPPINES) PROVINCE OF BUKIDNON MUNICIPALITY OF MARAMAG) BEFORE ME, a Notary Public for in the above jurisdiction, on this day of 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 JOSE V. CALDERON, JR. 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. 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 Province of

JOC. NO. LOWP PAGE NO. TOU BOOK NO. ST FRIES OF LOW NOTARY PUBLIC NOTARIAL COMMISSION NO. 05 UNTIL DECEMBER 31, 2020 180LL NO. 53177/TIN NO. 945-96. 18P NO. 061938/PTR NO. 81545-96. 18P NO. 061938/PTR NO. 061



Republic of the Philipr s CENTRAL MINDANAO UNIVERSITY Musuan, Maramag, Bukidnon

NOTICE TO PROCEED

Mr. JOSE V. CALDERON, JR. Sales Representative MARCY'S CORPORATION PhilGEPS Certificate # 2003-8348 R. Palma St., Poblacion, Valencia City

Dear Madam/Sir:

The attached Agreement having been approved, notice is hereby given to MARCY'S CORPORATION for the PROCUREMENT OF ASSORTED BEVERAGES, may commence after receipt of this notice but not to exceed Sixty (60) calendar days.

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 Bids and Awards Office.

Conformed:

Mary Ann Uagas

Printed Name of Representative Over Signature

10-11-19

Date