



NOTICE OF AWARD

30 AUG 2022

KASHMER RITCHIE S. SAMPULNA
Proprietor
BGS CONSTRUCTION MATERIALS TRADING
Bonguyan Times Beach,
Matina Aplaya Davao City

Dear Sir/Madame:

This is to inform you that your bid proposal for the **PROCUREMENT OF FERTILIZER** which shall be funded under **RGMO** after having been post-qualified and declared to have obtained the Single 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. ITB-44R-2022**, and the same has been approved by the Central Mindanao University thru the undersigned at the amount of *One Million Six Hundred Two Thousand One Hundred Seventy-Five Pesos and 80/100*. 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



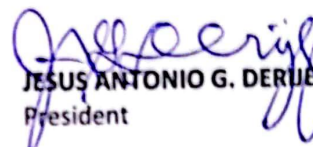
Republic of the Philippines
CENTRAL MINDANAO UNIVERSITY
BIDS AND AWARDS COMMITTEE
University Town, Musuan, Maramag, Bukidnon
E-mail: bac@cmu.edu.ph

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.

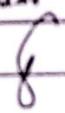
This Performance Security shall be forfeited in favor to Central Mindanao University in the event of default on your part in the performance of any of your obligations under the Contract.

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. DERUE
President

Received, Acknowledged and Accepted:

Name: PROJ. MGR. B. VILLARIN SANDALAN
Signature: 
Date: 07-30-20



Republic of the Philippines
CENTRAL MINDANAO UNIVERSITY
Bids and Awards Committee
University Town, Musuan, Maramag, Bukidnon
E-mail: bac@cmu.edu.ph

CONTRACT OF AGREEMENT

REF. NO. ITB-44R-2022

THIS AGREEMENT made this 12 3 SEP 2022 between CENTRAL MINDANAO UNIVERSITY of the Philippines (hereinafter called "the Entity") of the one part and **BGS Construction Materials Trading**, at Bonguan Times Beach, Matina Aplaya Davao City.

Whereas, the Entity invited Bids for certain goods and ancillary services, viz., **PROCUREMENT OF FERTILIZER** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **One Million Six Hundred Two Thousand One Hundred Seventy-Five Pesos and 80/100 (Php 1,602,175.80)** with the items listed below:

ITEM	UNIT	QTY	DESCRIPTION	OFFER	UNIT PRICE	TOTAL AMOUNT
1	375	bags	14-14-14		2,875.1200	1,078,170.00
2	164	bags	21-0-0-24s		1,916.1005	314,240.48
3	76	bags	0-0-60		2,760.0700	209,765.32
GRAND TOTAL						1,602,175.80

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;
 - (a) the Schedule of Requirements;
 - (b) the Technical Specifications;
 - (c) the General Conditions of Contract;
 - (d) the Special Conditions of Contract; and,
 - (e) the Entity's Notification of Award.
- (b) 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.
- (c) 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 **BGS Construction Materials Trading** in the presence of **KASHMER RITCHIE S. SAMPULNA**.

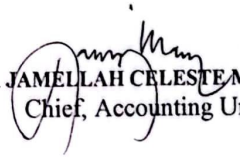
Binding Signature of Entity:


JESUS ANTONIO G. DERIJE
President

Binding Signature of Supplier:

KASHMER RITCHIE S. SAMPULNA
Proprietor

Witness:


MARIA JAMELLAH CELESTE M. MAGALONA
Chief, Accounting Unit

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF BUKIDNON) s.s.
MUNICIPALITY OF MARAMAG)

BEFORE ME, a Notary Public for in the above jurisdiction, on this _____ day of _____ at _____ 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		
KASHMER RITCHIE S. SAMPULNA		

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 _____.

Doc. No. 408;
Page No. 39;
Book No. XXXI;
Series of MI;


KAREN GATE I. PINTO
Notary Public
Until December 31, 2023
Roll of Attorney's No. 70440
Notarial Commission No. 2022-144-2023
PTR OR. No. 6385264-12/27/2021-Davao City
LBP OR. No. 190594-1/03/2022-Davao City
MCLE Compliance No. VII-0019140-05/26/2022
Davao City
Tel. No.: (082) 296-4114