



Republic of Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

NOTICE TO PROCEED

KDP CONSTRUCTION

Don Rufino Alonzo Street, Cotabato City
Maguindanao
Tel# / Contact # 09277734502

Thru: MR. KEDA D. PANTAO
Proprietor

Sir:

The attached **CONTRACT** (Contract ID No. CI 2019-040) having been approved, notice is hereby given to your firm that, delivery of the goods and other ancillary services may proceed for the Project entitled: "**Construction of Tagoloan River Basin Flood Forecasting and Warning Center**" (PR No. 2019-07-0603/ ITB No. 2019-020_INF)", effective upon receipt of this Notice.

You are therefore responsible for performing the services under the terms and conditions of the Contract 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 PAGASA.

Very truly yours,


VICENTE B. MALANO, Ph.D.
Administrator

I hereby acknowledge receipt of this Notice on FEB. 03, 2020
(date of receipt)

Name of Representative of the Bidder: KEDA D. PANTAO

Authorized Signature: 

"tracking the sky... helping the country"

Science Garden Compound, BIR Road, Brgy. Central, Quezon City,
Metro Manila, Philippines 1100

Tel. No. (02) 284-08-00
Website: <http://bagong.pagasa.dost.gov.ph>

Rec'd
Norie
02.11.2020



Contract ID No. : *CI 2019-040*
Contract Name : **Construction of Tagoloan River Basin Flood Forecasting and Warning Center**
Location of the Project : **Sitio Malaiba, Brgy. Casinglot, Tagoloan, Misamis Oriental**

CONTRACT AGREEMENT

THIS AGREEMENT made this _____ day of _____ 20____ between **PHILIPPINE ATMOSPHERIC GEOPHYSICAL AND ASTRONOMICAL SERVICES ADMINISTRATION (PAGASA)**, of the Philippines, hereinafter called as the "PAGASA" of the one part and **KDP CONSTRUCTION of Don Rufino Alonzo Street, Cotabato City, Maguindao**, hereinafter called as the "CONTRACTOR" of the other part:

WHEREAS the **PAGASA** invited Bids for certain Civil Works, viz., **Construction of Tagoloan River Basin Flood Forecasting and Warning Center (Reference PR No.2019-07-0603 / IB No. 2019-020_INF)** and has accepted a Bid by the **CONTRACTOR** for the civil works in the sum of **FOUR MILLION NINE HUNDRED TEN THOUSAND THREE HUNDRED FOURTEEN and 19/100 (Php4,910,314.19) ONLY** (hereinafter called "the Contract Price").

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.:

- | | | |
|-------------------|----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <i>Attachment</i> | a) | Notice to Proceed; |
| <i>Attachment</i> | b) | Performance Security; |
| <i>Attachment</i> | c) | Notice of Award and the Bidder's conforme thereto; |
| <i>Attachment</i> | d) | PAGASA-BAC Resolution No. 2019-____; |
| <i>Attachment</i> | e) | Abstract of Bids, "as Read" and "as Calculated"; |
| <i>Attachment</i> | f) | Addendum and/or Supplemental/Bid Bulletins (SBB); if any, |
| <i>Attachment</i> | g) | Detailed Evaluation Report submitted by the TWG; |
| <i>Attachment</i> | h) | Minutes of the Meeting; |
| <i>Attachment</i> | i) | Eligibility, Technical and Financial documents as submitted by the Contractor, including the appropriate Bid Security, the duly approved architectural and building designs and drawings; detailed plans and program/scope of works; and, structural analysis; |
| <i>Attachment</i> | j) | Invitation to Bid (ITB) / Notice to Bidders; |
| <i>Attachment</i> | k) | IPP, Purchase Request including the Terms of Reference, (TOR), Scope of Works and necessary permits issued by various government authorities; |
| <i>Attachment</i> | l) | Bid Data Sheet (BDS); |
| <i>Attachment</i> | m) | Instructions to Bidders; |
| <i>Attachment</i> | n) | General and Special Conditions of Contract; and, |

Attachment o) Other Contract Documents deemed necessary by the Parties

3. In consideration of the payments to be made by the **PAGASA** to the **CONTRACTOR** as hereinafter mentioned, the **CONTRACTOR** hereby covenants with the **PAGASA** to provide the civil works and to remedy defects therein in conformity in all respects with the provisions of the Contract

4. The **PAGASA** hereby covenants to pay the **CONTRACTOR** in consideration of the provision of civil works 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.

**PHILIPPINE ATMOSPHERIC,
GEOPHYSICAL AND ASTRONOMICAL
SERVICES ADMINISTRATION
(PAGASA)**

KDP CONSTRUCTION

By:


VICENTE B. MALANO, Ph.D.
Administrator

By:


KEDA D. PANTAO
Proprietor

Signed in the Presence of:


ROY A. BADILLA
Chief, Hydro-Meteorology Division


JEHAN P. KALIM
Witness for the Contractor

Funds Available:


BERNARD LOUISE C. DATUIN
Chief, Accounting Section

ORS# 2019-12-8443

1020401000

₱ 4,910,314.17



NOTICE OF AWARD

KDP CONSTRUCTION

Don Rufino Alonzo Street, Cotabato City
Maguindanao
Tel# / Contact # 09277734502

Thru: MR. KEDA D. PANTAO
Duly Authorized Representative

Sir/Madame:

We are pleased to notify you that the PAGASA Management has approved the award to your firm the contract for the "**Construction of Tagoloan River Basin Flood Forecasting and Warning Center**" (PR No. 2019-07-0603 / ITB No. 2019-020_INF) in the total calculated amount of **FOUR MILLION NINE HUNDRED TEN THOUSAND THREE HUNDRED FOURTEEN and 19/100 (Php4,910,314.19) ONLY.**

You are therefore requested to accept and conform to this award by affixing your signature hereunder and provide within **ten (10) calendar days**, from receipt hereof, the requisite performance security in any of the following forms:

Form of Performance Security	AMOUNT (Equal to Percentage of the Total Contract Price)	
<ul style="list-style-type: none">Cash or Cashier's/Manager's check, Bank Draft/Guarantee confirmed by a Universal or Commercial Bank.	10%	Php491,031.41
<ul style="list-style-type: none">Irrevocable letter of credit issued by a Universal or Commercial Bank.		
<ul style="list-style-type: none">Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security.	30%	Php1,473,094.25

Failure to provide the performance security shall constitute sufficient ground for cancellation of the award and forfeiture of the bid security.

Very truly yours,


VICENTE B. MALANO, Ph.D.
Administrator

Conforme:


Date: JAN. 27, 2020

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Rec'd
02.11.2020



PAGASA BIDS AND AWARDS COMMITTEE (BAC)

**Resolution Declaring Single Calculated Responsive Bid (SCRB);
 and Recommending Award and Approval**

Resolution No. 2019-111

WHEREAS, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA), through the PAGASA Bids and Awards Committee, advertised the Invitation to Bid (IB) at the PAGASA website, the G-EPS and PAGASA Bulletin board continuously for 7 days from **05 to 12 December 2019**, the procurement of the following civil works described hereunder, with its corresponding Approved Budget for the Contract (ABC), under **PR#2019-07-0603 and ITB# 2019-020INF**, to wit:

PARTICULARS	ABC	Contract Duration
Construction of Tagoloan River Basin Flood Forecasting and Warning Center	Php4,981,594.42	150 c.d.

WHEREAS, the provisions of R.A. 9184 and its Revised Implementing Rules and Regulations (IRR), other pertinent guidelines and procedures relative to government procurement system are hereby observed and strictly implemented for the whole duration of this bidding activity;

WHEREAS, in response to the said invitation, **three (3) prospective bidders**, namely: 1) **KDP Construction**; 2) **Master Builder Construction and Supplies**; and 3) **JJTP Builders & Supply** expressed their respective intentions to participate in the bidding of the aforesaid Project, however, only **KDP Construction** and **JJTP Builders & Supply** attended the **Pre-Bid Conference** conducted by the PAGASA-BAC on **13 December 2019**;

WHEREAS, on **26 December 2019**, the schedule for submission, receipt and opening of Envelope I (Eligibility and Technical Components) and Envelope II (Financial Component), **only two (2) prospective bidders**, namely: 1) **KDP Construction** and 2) **JJTP Builders & Supply**, timely submitted their bid tenders for the project; however, **only bidder, KDP Construction**, passed the preliminary examination of bids. The other participating bidder, **JJTP Builders & Supply** has been declared by the PAGASA-BAC as "Disqualified" due to failure to comply with the simple instructions to bidders;

WHEREAS, in the subsequent opening of Envelope No. II (Financial Component), **KDP Construction's** financial proposal has been accepted by the PAGASA-BAC having complied with the financial requirements of the Project; Its financial proposal, as "**READ**", is summarized hereunder, as follows:

Name of Bidder	Bid Amount (As Read)	RANK
KDP Construction	Php4,939,042.19	1
JJTP Builders & Supply	Disqualified	-

WHEREAS, the report on the detailed evaluation of bids conducted by the TWG resulted in the following:

Name of Bidder	Bid Amount (As Calculated)	Variance	RANK
KDP Construction	Php4,910,314.19	-Php28,728.00	SCB

WHEREAS, upon notification and presentation of the bidder of the BAC's detailed calculation of bids and notification to submit the requisite 'post-qualification' documents, the latter readily conformed thereto and timely submitted the required post-qualification documents;

WHEREAS, upon careful examination, validation and verification of **KDP Construction's** tender documents, including the evaluation report submitted by the TWG, the PAGASA-BAC determined that the latter has complied on all the criteria for post-qualification and has been responsive on all requirements and conditions specified in the Bidding Documents.


Hence, it was moved and duly seconded that **KDP Construction** be declared as the bidder with the **Single Calculated and Responsive Bid (SCRB)** for the implementation of the instant Project.

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

- a) to **DECLARE, KDP Construction**, as the Bidder with the **Single Calculated and Responsive Bid (SCRB)** for the Project entitled, "**Construction of Tagoloan River Basin Flood Forecasting and Warning Center**" in its **total calculated** offer of **FOUR MILLION NINE HUNDRED TEN THOUSAND THREE HUNDRED FOURTEEN PESOS and 19/100 (Php4,910,314.19) ONLY**;
- b) to **RECOMMEND**, the award of the contract for the implementation of the foregoing Project to **KDP Construction**, and;
- c) to **RECOMMEND**, finally the **APPROVAL** of the foregoing findings and recommendations.

RESOLVED this **27th day of December 2019** at the PAGASA Administrator's Office Conference Room, 4th Floor PAGASA Main Building, Science Garden Complex, Agham Road, Diliman, Quezon City.


EDWIN F. MANRESA
Interim Member/End-user



JOEL C. RIVERA
Member
(on leave)
EDNA L. JUANILLO
1st Vice-Chairperson


CESAR A. RAMOS
Member

JESSIE B. ARCE
2nd Vice-Chairperson


CATALINO L. DAVIS
Chairperson

APPROVED/DISAPPROVED:


VICENTE B. MALANO, Ph.D.
Administrator

Approved on _____