



Republic of the Philippines  
Province of La Union  
MUNICIPALITY OF BURGOS

## Bids and Awards Committee



Origin Of Quality & Colored Sofibrooms

### NOTICE OF AWARD

August 8, 2022

**NESTOR B. BAYENG**

Nestor General Engineering and Construction  
Candon City, Ilocos Sur

**SIR:**

We are glad to notify you that the **CONSTRUCTION OF FLOOD CONTROL AT LOWER TUMAPOC** under **Solicitation Number 2022-BLU-MDRRMF-22** and **Reference Number 8841169** is hereby awarded to your construction firm as the bidder with Single Calculated Responsive Bid (SCRB) at a Contract Price equivalent to **EIGHT HUNDRED TEN THOUSAND EIGHT HUNDRED FORTY NINE PESOS AND 92/100 ONLY (PHP 810,849.92)**.

You are therefore required, within ten (10) days from receipt of this Notice of Award, to formally enter into a Contract with us, and to submit the Performance Security in the form and the amount stipulated in the Instruction 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,

**DELFIN C. COMEDIS JR.**  
Municipal Mayor

CONFORME:

**NESTOR GENERAL ENGINEERING AND CONSTRUCTION**

Date : 8/8/2022



## CONTRACT AGREEMENT

THIS AGREEMENT, made this *10th* day of *August, 2022* between the **MUNICIPAL GOVERNMENT OF BURGOS, LA UNION** (hereinafter called the "Entity") and **NESTOR GENERAL ENGINEERING AND CONSTRUCTION OF CANDON CITY, ILOCOS SUR** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **CONSTRUCTION OF FLOOD CONTROL AT LOWER TUMAPOC** under **Solicitation Number 2022-BLU-MDRRMF-22** and **Reference Number 8841169** (hereinafter called "the Works") and the Entity has accepted the Bid for **EIGHT HUNDRED TEN THOUSAND EIGHT HUNDRED FORTY NINE PESOS AND 92/100 ONLY (PHP 810,849.92)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

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 hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, *viz.*:
  - a. Philippine Bidding Documents (PBDs);
    - i. Drawings/Plans;
    - ii. Specifications;
    - iii. Bill of Quantities;
    - iv. General and Special Conditions of Contract;
    - v. Supplemental or Bid Bulletins, if any;
  - b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;  
  
Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
  - c. Performance Security;
  - d. Notice of Award of Contract and the Bidder's conforme thereto; and
  - e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration for the sum **EIGHT HUNDRED TEN THOUSAND EIGHT HUNDRED FORTY NINE PESOS AND 92/100 ONLY (PHP 810,849.92)** or such other sums as may be ascertained, **NESTOR GENERAL ENGINEERING AND CONSTRUCTION** agrees to *execute, complete and maintain the work* in accordance with his/her/its Bid.
4. The **MUNICIPALITY OF BURGOS, LA UNION** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.



# BIDS AND AWARD COMMITTEE

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.

**DELFIN C. COMEDIS JR.**  
Municipal Mayor

**NESTOR B. BAYENG**  
Manager/Owner

for:

for:

**MUNICIPAL GOVERNMENT OF BURGOS  
LA UNION**

**NESTOR GENERAL ENGINEERING  
AND CONSTRUCTION**

## ACKNOWLEDGEMENT

Republic of the Philippines )  
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## ACKNOWLEDGMENT

Before me, Notary Public, personally appeared **ROBERT B. MADARANG JR.** in his official capacity as **Municipal Mayor of Burgos, La Union**, and **Nestor B. Bayeng** representing **NESTOR GENERAL ENGINEERING AND CONSTRUCTION** known to me to be the same persons who executed the foregoing **Contract and Agreement** and they acknowledged to me that the same is either true act and deed in behalf of the **Parties** they represent.

This agreement consist of two (2) pages, including this page on which the ACKNOWLEDGMENT is written duly signed by the contracting parties and their witnesses at the upper portion of this page of this document .

IN WITNESS WHEREOF, I have hereunto affixed my signature this \_\_\_\_\_ day \_\_\_\_\_, 2022 at \_\_\_\_\_, Philippines.

**ATTY. ERNESTO V. RAFON, Ph.D**  
**NOTARY PUBLIC** DECEMBER, 2022  
SAN FERNANDO CITY, LA UNION  
PTR # 6343284; IBP LIFETIME # 1068479  
2022 TIN # 172-170-614/ ROLL # 50987  
MCLE COM. # V1007219

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## Office Of The Municipal Mayor

### NOTICE TO PROCEED

August 16, 2022

**NESTOR B. BAYENG**

Nestor General Engineering and Construction  
Candon City, Ilocos Sur

**SIR:**

The attached **Contract Agreement** having been approved, **NOTICE** is hereby given to **NESTOR GENERAL ENGINEERING AND CONSTRUCTION** that work may commence on the **CONSTRUCTION OF FLOOD CONTROL AT LOWER TUMAPOC** under **Solicitation Number 2022-BLU-MDRRMF-22** and **Reference Number 8841169** effective on **August 16, 2022**.

Upon receipt of this **NOTICE**, you are responsible for performing the services under the terms and conditions of the Agreement in accordance with the Implementation Schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in space provided below. Keep one copy and return the other to the Municipality of Burgos, La Union.

Issued pursuant to Sec. 37.5 of Rule X1 of the IRR-A of RA 9184 otherwise known as the Government Procurement Reform Act of 2003.

Before the start of the work, the **WORK** schedule of the project should be submitted to this Office for approval.

No. of Days to Complete the Project: **60 calendar days**

Very truly yours,

**DELFIN C. COMEDIS JR.**  
Municipal Mayor

I acknowledge receipt of this Notice on August 16, 2022  
Name of Representative of the Bidder: NESTOR B. BAYENG  
Authorized Signature: