

CONTRACT AGREEMENT

Earthfilling of NFA Compound in Brgy. Comon, Infanta, Quezon

THIS AGREEMENT made this 29th day of November 2016 at the **NATIONAL FOOD AUTHORITY Regional Office IV** in Barangay Balagtas, Batangas City, Philippines by and between:

The **NATIONAL FOOD AUTHORITY (NFA)**, a government agency created pursuant to Proclamation No. 1081 and by virtue of Presidential Decree No. 4 as amended by Presidential Decrees 1485 and 1770 with principal and main office at Philsugen Building, North Avenue, Diliman, Quezon City represented by its Regional Director **PIOLITO C. SANTOS**, hereinafter referred to as the **PROCURING ENTITY**;

and

ULTRAGREEN VENTURE STRUCTURES CORP. represented by its President & General Manager **ENGR. ALFONSO A. CALIGUIRAN, JR.** with office address at 2/F ABC Bldg. Cabrera Road, Dolores, Taytay, Rizal hereinafter referred to as the **CONTRACTOR**;

WHEREAS, the Procuring Entity is desirous that the Contractor execute this Contract of Agreement for the **Earthfilling of NFA Compound at Brgy. Comon, Infanta, Quezon** under Project Reference No. RO4-INFR-2016-08 and the Procuring Entity has accepted the Bid for **Seven Hundred Eleven Thousand One Hundred Fifty Three Pesos and 14/100 only (P711,153.14)**, 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 meaning as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, to wit.:
 - a. General and Special Conditions of the Contract;
 - b. Drawing/Plans;
 - c. Specifications;
 - d. Invitation to Bid;

NATIONAL FOOD AUTHORITY BY:


ULTRAGREEN VENTURE STRUCTURES CORP. BY:


PIOLITO C. SANTOS
Regional Director



ENGR. ALFONSO A. CALIGUIRAN, JR.
President & General Manager


GONDEINA VALDA
Asst. Regional Director

Signed in the Presence of:


JAN MER PEDREZUELA
Contractor's Witness

Funds Available:


REBECCA H. ANDAL
OIC - Regional Accountant

- e. Instructions to Bidders;
 - f. Bid Data Sheet;
 - g. Addenda and/or Supplemental/Bid Bulletins, if any;
 - h. The Bid Form, including all documents/statements contained in the Bidder's bidding envelopes, as annexes;
 - i. Eligibility requirements, documents and/or statements;
 - j. Performance Security;
 - k. Notice of Award of Contract and the Bidder's conforme thereto;
 - l. Other contract documents that may be required by existing laws and/or the Procuring Entity.
3. In consideration of the payments to be made by the Procuring Entity to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Procuring Entity to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all respects
4. The Procuring Entity hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the times and in the manner prescribed by this Contract.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

Signed, sealed, delivered by **Mr. PIOLITO C. SANTOS**, Regional Director of **National Food Authority, Regional Office IV** (for the Procuring Entity).

Signed, sealed, delivered by **Engr. ALFONSO A. CALIGUIRAN, JR.**, President & General Manager of **Ultragreen Venture Structures Corp.** (for the Contractor).

NATIONAL FOOD AUTHORITY BY:


PIOLITO C. SANTOS
Regional Director


GONDELINA M. ALDA
Asst. Regional Director

Funds Available:


REBECCA H. ANDAL
OIC - Regional Accountant

ULTRAGREEN VENTURE STRUCTURES CORP. BY:


ENGR. ALFONSO A. CALIGUIRAN, JR.
President & General Manager

Signed in the Presence of:


JAN MER PEDREZUELA
Contractor's Witness

SPECIAL CONDITIONS OF CONTRACT (SCC)

Earthfilling of NFA Compound in Brgy. Comon, Infanta, Quezon


GCC Clause	PARTICULARS
1.16	<p>The Intended Completion Date is _____ (that is, 45 calendar days from the date of commencement of work as specified in the Notice to Proceed).</p>
1.21	<p>The Procuring Entity is:</p> <p>NATIONAL FOOD AUTHORITY (NFA) REGIONAL OFFICE IV Balagtas, Batangas City</p>
1.22	<p>The Procuring Entity's Representative is:</p> <p>PIOLITO C. SANTOS Regional Director NFA Regional Office IV Barangay Balagtas, Batangas City</p>
1.23	<p>The Site is located at</p> <p>NFA COMPOUND Brgy. Comon, Infanta, Quezon</p>

NATIONAL FOOD AUTHORITY BY:

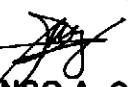

PIOLITO C. SANTOS
 Regional Director


GONDELINA VALDA
 Asst. Regional Director

Funds Available:


REBECCA H. ANDAL
 OIC - Regional Accountant

**ULTRAGREEN VENTURE
 STRUCTURES CORP. BY:**


ENGR. ALFONSO A. CALIGUIRAN, JR.
 President & General Manager

Signed in the Presence of:



JAN MER PEDREZUELA
 Contractor's Witness


GCC Clause	PARTICULARS
1.27	<p>The Start Date is _____</p> <p>[that is not later than seven (7) days from receipt of the Notice to Proceed]</p> <p>The effective date of the Contract will be the date of receipt by the winning bidder of the Notice to Proceed or the date provided in the Notice to Proceed.</p> <p>The Notice to Proceed for the Earthfilling of NFA Compound at Brgy. Comon, Infanta, Quezon shall be provided to the winning bidder within three (3) days upon signing of the Contract.</p> <p>The contract shall expire upon NFA's issuance of Certificate of Completion and Final Acceptance.</p>
1.30	<p>The Works consist of :</p> <ol style="list-style-type: none"> 1. Mobilization 2. Dismantling of existing concrete pavement and kitchen 3. Placing and spreading of filling materials and base coarse aggregates at a desired grading/elevation requirement considering appropriate drainage system 4. Compaction works at a desired compaction density. 5. Steel Works following the desired plans and Specifications. 6. Pouring of Concrete 7. Other related works necessary for the completion of the project 8. Safety and Health Program <p>Provision of all necessary construction safety and health measures for the duration of the project</p>
2.2	No further instructions.

NATIONAL FOOD AUTHORITY BY:


**ULTRAGREEN VENTURE
 STRUCTURES CORP. BY:**


PIOLITO C. SANTOS
 Regional Director



ENGR. ALFONSO A. CALIGUIRAN, JR.
 President & General Manager


GODELINA W. ALDA
 Asst. Regional Director

Signed in the Presence of:


JAN MER PEDREZUELA
 Contractor's Witness

Funds Available:


REBECCA H. ANDAL
 OIC - Regional Accountant


GCC Clause	PARTICULARS									
5.1	The Procuring Entity shall give possession of all parts of the Site to the Contractor on _____ (that is, upon issuance of the Notice to Proceed).									
6.5	The Contractor shall employ the following Key Personnel: <table border="1" data-bbox="532 652 1416 941" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th></th> <th>Name of Personnel</th> <th>Designation</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td>ENGR. ALFONSO A. CALIGUIRAN JR.</td> <td>CIVIL ENGINEER</td> </tr> <tr> <td style="text-align: center;">2</td> <td>DAMASO CUERDO</td> <td>FOREMAN</td> </tr> </tbody> </table> <p style="text-align: center;">(Actual Names of key personnel and designation to be listed by the winning bidder)</p>		Name of Personnel	Designation	1	ENGR. ALFONSO A. CALIGUIRAN JR.	CIVIL ENGINEER	2	DAMASO CUERDO	FOREMAN
	Name of Personnel	Designation								
1	ENGR. ALFONSO A. CALIGUIRAN JR.	CIVIL ENGINEER								
2	DAMASO CUERDO	FOREMAN								
7.4 (c)	The performance security may be released by the Procuring Entity and returned to the Contractor after the issuance of the Certificate of Final Acceptance subject to the following conditions: <ul style="list-style-type: none"> (a) There is no pending claims against the Contractor or the surety company filed by the Procuring Entity; (b) The Contractor has no pending claims for the labor and materials filed against it 									
7.7	No further instructions.									
8.1	Subcontracting is not allowed in this particular project.									

NATIONAL FOOD AUTHORITY BY:


ULTRAGREEN VENTURE
STRUCTURES CORP. BY:


PIOLITO C. SANTOS
 Regional Director


ENGR. ALFONSO A. CALIGUIRAN, JR.
 President & General Manager


GONERLINA U. ALDA
 Asst. Regional Director

Signed in the Presence of:


JAN MER PEDREZUELA
 Contractor's Witness

Funds Available:


REBECCA H. ANDAL
 OIC - Regional Accountant

GCC Clause	PARTICULARS
10	The site investigation report is: An Affidavit of Site Inspection (using Standard Form INFR-51)
12.3	No further instructions.
12.5	<p>The warranty against Structural Defects/ Failures, for Permanent Structures, shall be for Fifteen (15) years from final acceptance of the project..</p> <p>Permanent structures will include buildings of types 4 and 5 as classified under the National Building code of the Philippines and other structures made of steel, iron, concrete, or masonry construction with walls, ceilings, and permanent partitions of incombustible resistance.</p> <p>The warranty security period or the duration of the effectivity of the warranty security required under 62.2.3.3 of the IRR, is one (1) year from date of the issuance of the certificate of final acceptance by the procuring entity. The warranty security posted by the contractor shall be retained by the procuring entity for the duration of the warranty security period and returned thereafter regardless of the type of the infrastructure facility involved.</p> <p>However, even after the lapse of the warranty security period, the contractor continues to be responsible/liable for any structural defect/failure that will occur on the infrastructure facility due to its fault for the duration of the applicable warranty period, i.e., fifteen (15) for permanent structures.</p>
13	<p>No additional provision.</p> <p><i>However, if the Contractor is a joint venture, "All partners to the joint venture shall be jointly and severally liable to the Procuring Entity".</i></p>
18.3(h)(i)	No further instructions.

NATIONAL FOOD AUTHORITY BY:

**ULTRAGREEN VENTURE
STRUCTURES CORP. BY:**


PIOLITO C. SANTOS
 Regional Director



ENGR. ALFONSO A. CALIGUIRAN, JR.
 President & General Manager

Signed in the Presence of:


GONDELINA OVALDA
 Asst. Regional Director



JAN MER PEDREZUELA
 Contractor's Witness

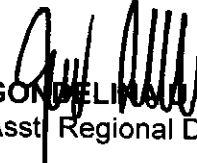
Funds Available:


REBECCA H. ANDAL
 OIC - Regional Accountant

GCC Clause	PARTICULARS
21.2	The Arbiter is: CONSTRUCTION INDUSTRY ARBITRATION COMMISSION 3rd Floor, Jupiter Building 56 Jupiter Street, Bel-air Village, Makati City, Metro Manila Tel. Nos. (02) 897-0853 Telefax: (02) 897-9313 E-mail addresses: ciac_ciap@yahoo.com; ciac@dti.gov.tph
29.1	No day works are applicable to the contract.
31.1	The Contractor shall submit the Program of Work to the Provincial Manager of NFA in Brgy. Comon, Infanta, Quezon within seven (7) calendar days from the receipt of the Notice to Proceed
31.3	The period between Program of Work updates is fifteen (15) days. The amount to be withheld for late submission of an updated Program of Work is equivalent to the value/amount of accomplishment report not covered by the updated Program of Work
34.3	The funding source is the Government of the Philippines (GOP) through the NFA Corporate Operating Budget of 2016
39.1	The amount of the advance payment shall not exceed 15% of the contract price to be paid to the Contractor in lump sum. Upon written request of the Contractor, the NFA may make an Advance Payment.
40.1	Materials and equipment delivered on site but not completely put in place shall be included for payment

NATIONAL FOOD AUTHORITY BY:


PIOLITO C. SANTOS
 Regional Director


GONDELINA D. ALDA
 Asst. Regional Director

Funds Available:

41
REBECCA H. ANDAL
 OIC - Regional Accountant

ULTRAGREEN VENTURE
 STRUCTURES CORP. BY:


ENGR. ALFONSO A. CALIGUIRAN, JR.
 President & General Manager

Signed in the Presence of:


JAN MER PEDREZUELA
 Contractor's Witness

GCC Clause	PARTICULARS
51.1	The date by which "as built" drawings are required from the Contractor for the Earthfilling of NFA Compound at Brgy. Comon, Infanta, Quezon is within 21 calendar days after completion date of the project.
51.2	The amount to be withheld for failing to produce "as built" drawings by the date required for the Earthfilling of NFA Compound at Brgy. Comon, Infanta, Quezon is TEN THOUSAND PESOS (P 10,000.00) Certificate of Completion and Final Acceptance shall be issued after the completion of "AS BUILT" drawings.


NATIONAL FOOD AUTHORITY BY:


PIOLITO C. SANTOS
 Regional Director



GONDELINA W. ALDA
 Asst. Regional Director


Funds Available:

**ULTRAGREEN VENTURE
 STRUCTURES CORP. BY:**


ENGR. ALFONSO A. CALIGUIRAN, JR.
 President & General Manager

Signed in the Presence of:


JANMER PEDREZUELA
 Contractor's Witness


REBECCA H. ANDAL
 OIC - Regional Accountant

ACKNOWLEDGEMENT

Republic of the Philippines)
)s.s.

BATANGAS CITY)
X-X-X-X-X-X-X-X-X-X-X-X-X-X-X

BEFORE ME, Notary Public, for and in Batangas City, Philippines, this JAN 04 2017 day of 2016 personally appeared **Mr. PIOLITO C. SANTOS** in his official capacity as Regional Director of the NATIONAL FOOD AUTHORITY (NFA) with Driver's License No. P-02-98-003058 issued in Batangas City with expiry date on May 31, 2019 and **ENGR. ALFONSO A. CALIGUIRAN, JR.** of Ultragreen Venture Structures Corp. with Professional Regulation Commission Registration No. 0049248 issued in Manila with expiry date on May 15, 2018 known to me to be the same persons who executed the foregoing Contract Agreement **Earthfilling of NFA Compound in Brgy. Comon, Infanta, Quezon** consisting of 9 pages including this page on which the acknowledgment is written signed by both parties and their instrumental witnesses on each and every page whereof and acknowledge that the same is their free and voluntary acts and deed as well as that of the entities represented.


WITNESS MY HAND AND SEAL at the place and on the date first mentioned above.

CIPRIANO D. ASILO
Notary Public
Until December 31, 2016
PTR 2509175 J.W.A. 2016/BATS.CITY
DR License No. 0259175 Roll No. 37927
Not. Com. No. 2015-1617-154-157-021
NOTARY PUBLIC
MCLE Exception No. V-000505 Valid Until April 14, 2016

Doc. No. 182
Page No. 38
Book No. CXXXII
Series of 2017

NATIONAL FOOD AUTHORITY BY:

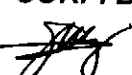

PIOLITO C. SANTOS
Regional Director


GONDEINA VALDA
Asst. Regional Director


Funds Available:

ml
REBECCA H. ANDAL
OIC - Regional Accountant

ULTRAGREEN VENTURE STRUCTURES CORP. BY:


ENGR. ALFONSO A. CALIGUIRAN, JR.
President & General Manager

Signed in the Presence of:


JAN MER PEDREZUELA
Contractor's Witness

LTO Form No. 28

Republic of the Philippines / 1372-00201693580219/

DEPARTMENT OF TRANSPORTATION & COMMUNICATIONS
LAND TRANSPORTATION OFFICE
 East Avenue, Quezon City

Field Office: Pasig District Office (449) Field Office Code: 1372

OFFICIAL RECEIPT 938802196 DATE: 05/14/2016

RECEIVED FROM (Last name, First name, MI)
 CALIGURAN, ALFONSO JR.


ADDRESS (No., Street, City, Municipality, Province, Zip Code)
 2ND ST. BLENKVENTURA ST BAGONG ILOG PASIG CITY NCR SECOND DISTRICT 1800


PAYMENT DETAILS	BREAKDOWN OF PAYMENT
Transaction: <u>DREND</u> 011570061420160223-02 Lic No: <u>D1689025010</u> License Fee (NPOL) 350.00 Permit/Late Ren 75.00 Carro Fee 57.83 "Nothing Follows"	License Fee (NPOL) 350.00 Permit/Late Ren 75.00 Carro Fee 57.83 "Nothing Follows"
LTO PASIG TEMPORARY LICENSE VALID FOR 6 MONTHS NOEL D. BATOLINA <i>05/14/2016</i>	
TOTAL AMOUNT PAID 482.83	
THE SUM OF (in pesos) Four Hundred Eighty Two And 83/100 Pesos Only	
MODE OF PAYMENT <u>CASH</u>	
CHIEF OF OFFICE Electronic Signature/Date <i>05/14/2016</i>	CASHIER Signature/Date <i>05/14/2016</i>

Republic of the Philippines
PROFESSIONAL REGULATION COMMISSION
 Manila

PROFESSIONAL IDENTIFICATION CARD

CALIGURAN
ALFONSO JR
ATENTAR
CIVIL ENGINEER


ALFONSO JR
ATENTAR



[Handwritten signatures]



National Food Authority
PHIL. SUGAR CENTER BLDG., NORTH AVE., QUEZON CITY

OFFICIAL RECEIPT

OFFICE
La Laguna

MO	DAY	YR
11	29	16

RECEIVED FROM
TIN **ULTRAGREEN VENTURES STRUCTURES CORP.**

THE SUM OF PESOS (in words)
SEVENTY ONE THOUSAND ONE HUNDRED FIFTEEN & 00/100

AMOUNT IN FIGURES
P 71,115.00

IN PAYMENT OF UNDER ACCOUNT 1. LCC 3. MSC 5. OTHERS (Specify)
2. ICC 4. IRC **CCC**

CASH SALES			OTHERS	AMOUNT
VTY. CODE	NET KG.	UNIT PRICE		
			Payment of Performance Security for the Earthfilling of EPA Compound at Brgy. Concepcion Infanta, Quezon	P 71,115.00

FORM OF PAYMENT		COLLECTING OFFICER
<input checked="" type="checkbox"/> Savings Bank		<i>Ernestina G. Caguintal</i> ERNESTINA G. CAGUINTAL C. 111 SIGNATURE OVER PRINTED NAME
<input checked="" type="checkbox"/> CHECK NO. 265661 P71,115.00		
<input type="checkbox"/> MONEY ORDER NO. :		

OR NO. **M 0345103**
FUNCTIONAL USER

[Handwritten signature]



NATIONAL FOOD AUTHORITY
Regional Office IV, Balagtas, Batangas City
Tel. No. (043) 402-0428/ Fax No. (043)783-3325
Web site : www.nfa.gov.ph / e-mail Address: nfafo4_rbac@yahoo.com

Notice of Award

22 November 2016

ENGR. ALFONSO A. CALIGUIRAN, JR.
President & General Manager
Ultragreen Venture Structures Corp.
2/F ABC Bldg., Cabrera Road, Dolores,
Taytay, Rizal

Dear Engr. Caliguiran, Jr.:

We are happy to notify you that your Bid dated November 11, 2016 for the Contract for the **Earthfilling of NFA Compound at Barangay Comon, Infanta, Quezon** for the National Food Authority, Region IV is hereby awarded to you as the Bidder with the Single Calculated Responsive Bid at a Contract Price equivalent to Seven Hundred Eleven Thousand One Hundred Fifty Three Pesos and 14/100 only (P711,153.14), as corrected and modified in accordance with the instructions to Bidders.

Within ten (10) days from the receipt of this Notice of Award, you are hereby required to formally enter into contract with us, and to submit the Performance Security in any of the following forms and amount as stipulated in the instructions to Bidders:


FORMS OF PERFORMANCE SECURITY	Amount of Performance Security (Equal to Percentage of Total Contract Price)
a. Cash or Cashier's/ Manager's Check, issued by a Universal or Commercial Bank	Ten Percent (10%) of the Total Contract Price or P 71,115.31
b. Bank draft/guarantee 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	

Failure to enter into the said contract or furnish the required Performance Security shall constitute a sufficient ground for cancellation of this award and implementation of the commitments in your bid security in the form of duly notarized Bid Securing Declaration particularly, as follows:

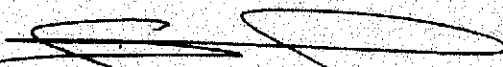
1. The automatic disqualification from bidding for any contract with any procuring entity for a period of two (2) years upon receipt of your Blacklisting Order;
2. Payment of applicable fine equivalent to Two Percent (2%) of the Approved Budget for the Contract (ABC) within fifteen (15) days from receipt of the written demand by the procuring entity for the commission of act resulting to the enforcement of the Bid Securing Declaration under Section 40.1 of the IRR of RA 9184; without prejudice to other legal action the government may undertake.

Please acknowledge receipt and acceptance of two copies of this notice by signing your "conforme" in the space provided below. Keep one copy and return the other to the National Food Authority, Regional Office IV in Balagtas, Batangas City.

Very truly yours,


PIOLITO C. SANTOS
Head of the Procuring Entity
and Regional Director, NFA Regional Office IV

Conforme:


EDGARDO G. GOBRA
Name of Bidder/Authorized Representative

11/22/16
Date



Republic of the Philippines
NATIONAL FOOD AUTHORITY
Regional Bids and Awards Committee
Regional Office IV, Balagtas, Batangas City
Tel. No. (043) 402-1878/402-0428/ Fax No. (043)783-3325
Web site : www.nfa.gov.ph E-mail Address: nfa04_rbac@yahoo.com

NOTICE OF POST-QUALIFICATION

21 November 2016


ENGR. ALFONSO A. CALIGUIRAN, JR.
President & General Manager
Ultragreen Venture Structures Corp.
2/F ABC Bldg., Cabrera Road, Dolores,
Taytay, Rizal

Dear Engr. Caliguiran, Jr.:

After careful examination, validation and verification of the Technical and Financial Components requirements that you have submitted for the bidding of the contract for the **Earthfilling of NFA Compound at Barangay Comon, Infanta, Quezon** conducted on November 11, 2016 at the National Food Authority Regional Office IV, we are pleased to inform you that you have successfully passed the post-qualification

Upon approval of these findings by the Head of the Procuring Entity and Regional Director of NFA Regional Office IV, we will furnish you the Notice of Award for the contract.

Truly yours,


GONDELINA U. ALDA
Chairman, Bids and Awards Committee

Received by the Bidder:


ENGR. CESAR G. GARCIA

Date: 11/22/16

