

CONTRACT AGREEMENT

THIS AGREEMENT, made this _____ day of _____, 2022 between the **DEPARTMENT OF BUDGET AND MANAGEMENT REGIONAL OFFICE NO. VII**, a Government entity organized and existing under the laws of the Philippines, with principal place of business at **Sudlon, Lahug, Cebu City**, represented in this Contract by **LENIN S. BERNALES, OIC-Director IV**, hereinafter called the "Entity" of the one part and **FMG REFRIGERATION AND AIRCONDITIONING SERVICES** with principal place of business at Ibabao, Parrelos, Carcar City, Cebu, represented by **JACQUELINE L. MAHINO, Sales/Marketing Executive**, hereinafter referred to as the "Supplier" of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly the **Supply, Delivery and Installation of Air-conditioning Units** and has accepted a Bid by the Supplier for the supply of those goods in the sum of PESOS: **FOUR HUNDRED THIRTY THOUSAND AND SIXTY FOUR PESOS (Php 430,064.00) 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 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 integral part of this Agreement, viz.:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and,
 - iv. Supplemental or Bid Bulletins, if any;
 - ii. 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;~~
 - iii. Performance Security;
 - iv. Notice of Award of Contract; and the Bidder's conforme thereto; and,
 - v. 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 of **FOUR HUNDRED THIRTY THOUSAND AND SIXTY FOUR PESOS (Php 430,064.00) ONLY** or such other sums as may be ascertained, **FMG REFRIGERATION AND AIRCONDITIONING SERVICES** agrees to provide the services and to remedy defects therein in accordance with his/her/its Bid.
4. The **DEPARTMENT OF BUDGET AND MANAGEMENT REGIONAL OFFICE NO. VII** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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.


LENIN S. BERNALES
OIC-Director IV


JACQUELINE L. MAHINO
Sales/Marketing Executive

for:
Department of Budget and Management
Regional Office VII

for:
FMG Refrigeration and Airconditioning
Services

SIGNED IN THE PRESENCE OF:


MARICOR U. BAQUIAL
OIC-Director III


GLINNES A. CAMPAÑA
Finance Manager

CERTIFIED FUNDS AVAILABLE:


JANINA I. MAMALO
Accountant III

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF CEBU) S.S.

BEFORE ME, a Notary Public for and in the City of Cebu, Philippines, this
23rd day of September, 2022 personally appeared:

NAME IDENTIFICATION NUMBER
LENIN S. BERNALES DBM ID 1060


JACQUELINE L. MAHINO PHILSYS ID No. 4835-1970-5761-3067

all known to me to be the same persons who executed the foregoing Contract Agreement and acknowledged that the same is executed with their own free and voluntary act and deed in the capabilities in which they appear.

This instrument refers to the Contract Agreement consisting of six (6) pages including this page on which the acknowledgement is written, all of which have been signed by the parties and their witnesses on each and every page thereof.

IN WITNESS WHEREOF, I hereto set my hand and affix my Notarial Seal on the date and at the place indicated.

Doc. No. 288;
Page No. 62;
Book No. 1;
Series of 2022.

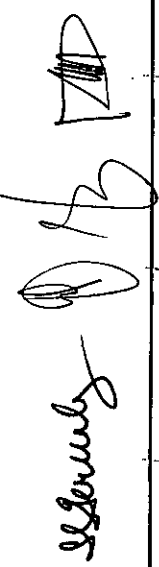

ATTY. ROLLY B. MIVERA, JR., CPA
Notary Public for Cebu City
NC No. 032-1 until December 31, 2022
Attorney Roll No. 75962
2022 BP Dues paid on 01/11/22 / Cebu Chapter
PTR No. 3572796; 01/11/22 Cebu City
Exempt pursuant to MCLE Governing Board No. 1
Series of 2008; Admitted 09/03/2020
COA Region VII, Cebu City

Lenin

ANNEX A

TECHNICAL SPECIFICATIONS

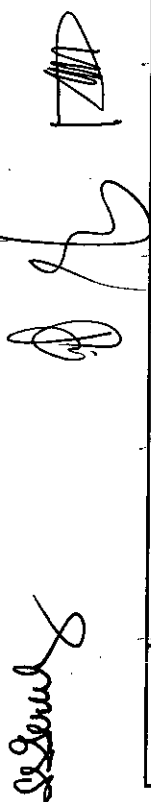
| Item Number | Description | Quantity | Delivery Period |
|-------------|---|----------|---|
| 1 | <p>Supply, Delivery and Installation of Air-conditioning Units</p> <p>Specifications:</p> <p>a.) 2 units, Wall Mounted Air-conditioning units</p> <ul style="list-style-type: none"> - Inverter - 2 HP - Split type - Power Supply: 220-240V - Cooling Capacity: 16,000-19,000 kJ/hr (high cooling capacity) - Power Input: 1,300 - 1,500 watts (low power input) - EER: above 12 kJ/hW (high EER) - Low noise/sound level - Energy Saving Capacity - Eco Friendly - Good Quality, durable, low maintenance cost - 1-year warranty in parts and 3-5 years warranty for compressor <p>Location: > Guestroom (estimate 10 feet wiring)</p> <p>> Female Dormitory (estimate 20-30 feet wiring)</p> | 1 Lot | Within 30 calendar days from the receipt of Notice to Proceed |



| Item Number | Description | Quantity | Delivery Period |
|-------------|--|----------|-----------------|
| | <p>b.) 5 units, Wall Mounted Air-conditioning units</p> <ul style="list-style-type: none"> - Inverter - 1.5 HP - Split type - Power Supply: 220-240V - Cooling Capacity: 12,000-16,000 kj/hr (high cooling capacity) - Power Input: 900 - 1,300 watts (low power input) - EER: above 10 kj/hW (high EER) - Low noise/sound level - Energy Saving Capacity - Eco Friendly - Good Quality, durable, low maintenance cost - 1-year warranty in parts and 3-5 years warranty for compressor <p>Location: > RD's Office.</p> <ul style="list-style-type: none"> (estimate 20 feet wiring) > Finance Section (estimate 10 feet wiring) > Records Section (estimate 10 feet wiring) > Supply Section (estimate 10 feet wiring) > Male Dormitory (estimate 40 feet wiring) | | |

[Handwritten signatures and initials in the left margin]

| Item Number | Description | Quantity | Delivery Period |
|-------------|--|----------|---|
| | <p>c.) 2 units, Wall Mounted Air-conditioning units</p> <ul style="list-style-type: none"> - Inverter - 1.0 HP - Split type '- Power Supply: 220-240V '- Cooling Capacity: 8,000-13,000 kj/hr (high cooling capacity). '-Power Input: 700 – 1,200 watts (low power input) '- EER: above 10 kj/hW (high EER) '- Low noise/sound level '- Energy Saving Capacity '- Eco-Friendly '- Good Quality, durable, low maintenance cost '- 1-year warranty in parts and 3-5 years warranty for compressor <p>Location: > Cashier Section (estimate 20 feet wiring) > HR Section (estimate 10 feet wiring)</p> <p>d.) Includes removal of the existing air-conditioning units and installation of the new air-conditioning units.</p> <p>e.) with warranty</p> | | |
| 2 | Submission of Warranty Certificate by the Supplier | | Within three (3) working days from the date of acceptance |





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
REGIONAL OFFICE VII

Notice of Award

September 14, 2022

JACQUELINE L. MAHINO
Sales/Marketing Executive
FMG Refrigeration and Airconditioning Services
Ibabao, Perrelos, Carcar City, Cebu

Dear **Ms. Mahino**:

We are happy to notify you that your Bid received by this office on June 28, 2022 for the execution of the ***Supply, Delivery and Installation of Air-conditioning Units***, for the Contract Price of equivalent to PESOS: FOUR HUNDRED THIRTY THOUSAND SIXTY FOUR PESOS ONLY (Php 430,064.00), in accordance with the Instructions to Bidders is hereby accepted.

You are hereby required to provide within ten (10) days the performance security in the form and the amount stipulated in the Instructions to Bidders. Failure to provide the performance security shall constitute sufficient ground for cancellation of the award and forfeiture of the bid security.

Truly yours,

 Digitally signed
by Bernales
Lenin Sotto

LENIN S. BERNALES
OIC-Director IV

Conforme:

 Jacqueline L. Mahino
Sales & Marketing Executive

FMG REFRIGERATION AND AIRCONDITIONING SERVICES
Date: September 15, 2022



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
REGIONAL OFFICE VII

NOTICE TO PROCEED

September 28, 2022

JACQUELINE L. MAHINO

Sales/Marketing Executive
FMG Refrigeration and Airconditioning Services
Ibabao, Parrelos, Carcar City, Cebu

Dear **Ms. Mahino**:

The attached Contract Agreement having been approved, notice is hereby given to **FMG Refrigeration and Airconditioning Services** that delivery of the goods on the **Supply, Delivery and Installation of Air-conditioning Units** is within thirty (30) calendar days upon receipt of this notice.

Upon receipt of this notice, you are responsible for the delivery of goods under the terms and conditions of the Contract 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 Department of Budget and Management, Regional Office VII.

Truly yours,

 Digitally signed
by Bernales
Lenin Sotto

LENIN S. BERNALES
OIC-Director IV



I acknowledge receipt of this Notice on September 28, 2022

Name of the Representative of the Bidder: Jacqueline L. Mahino

Authorized Signature: 