

**CONTRACT No. 2016-__
DBM NETWORK REFRESH**

This CONTRACT made and entered into by and between the following:

DEPARTMENT OF BUDGET AND MANAGEMENT, a government agency created by virtue of the laws of the Republic of the Philippines, with principal office address at General Solano St., San Miguel, Manila, represented herein by its Secretary, **FLORENCIO B. ABAD**, hereinafter called the "**DBM**";

- and -

TRENDS AND TECHNOLOGIES, INC., a corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at 6F Trafalgar Plaza, 105 H.V. Dela Costa St., Salcedo Village, Makati City, represented by **GERRY A. BAQUIRAN**, hereinafter referred to as the "**SUPPLIER**";

WITNESSETH:

WHEREAS, the DBM conducted a public bidding for the Project, "DBM Network Refresh," and the bids of the Supplier are in the amounts of Ten Million Nine Hundred Ninety Eight Thousand (P10,998,000.00) for Lot 1 - Security Hardening and Optimization (Supply, Delivery and Installation of Firewall and Components, Active Devices, and Modules), and Three Million One Hundred Fifty Eight Thousand (P3,158,000.00) for Lot 2 - Licenses and Subscriptions (CISCO Core Switch, Fortinet and VMWare), for a total of Fourteen Million One Hundred Fifty Six Thousand Pesos (P14,156,000.00), hereinafter called the "Contract Price";

WHEREAS, the Notice of Award was issued to the Supplier last May 13, 2016, and the Supplier posted its performance security on May 19, 2016.

NOW, THEREFORE, for and in consideration of the foregoing premises, the parties hereby mutually stipulate and agree as follows:

1. In this Contract, words and expressions shall have the same meanings as are respectively assigned to them in the General and Special Conditions of Contract referred to in Annex D and E, respectively.
2. The following documents shall form and be read and construed as part of this Contract:

Annex A	-	Bid Form
B	-	Schedule of Requirements
C	-	Technical Specifications
D	-	General Conditions of Contract
E	-	Special Conditions of Contract
F	-	Notice of Award
G	-	Performance Security

3. In consideration of the payments to be made by the DBM to the Supplier, the Supplier hereby covenants with the DBM to provide the Goods and Services and to remedy defects therein in conformity with the provisions of the Contract.
4. The DBM 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.


JUN 13 2016

IN WITNESS WHEREOF, the parties hereto have signed this Contract on this _____ day of _____, 2016 at General Solano St., San Miguel, Manila, Philippines.

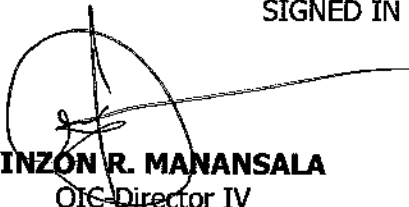
DEPARTMENT OF BUDGET
AND MANAGEMENT
by:


FLORENCIO B. ABAD
Secretary


TRENDS AND TECHNOLOGIES, INC.

by:

GERRY A. BAQUIRAN
Key Account Manager

SIGNED IN THE PRESENCE OF


VINZON R. MANANSALA
OIC-Director IV
Information and Communications Technology
Systems Service (ICTSS)


MYLENE B. DAVID
Business Unit Head
Trends and Technologies, Inc.

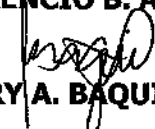
Funds Available:

ESPERANZA Q. IGNACIO
Chief Accountant

DRS# 011021012016-05-00 1162
5/26/16

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of **MANILA**, Philippines on this **JUN 13 2016** day of _____, 2016 personally appeared the following:


NAME	VALID ID	VALID UNTIL
FLORENCIO B. ABAD	DBM ID No. 3706	2016
 GERRY A. BAQUIRAN	DRIVERS LICENSE NO. ND2-08-016428	02-05-2014

known to me to be the same persons who executed the foregoing Contract and who acknowledged to me that the same is their free and voluntary act and deed and of the entities they respectively represent.

This CONTRACT for the DBM Network Refresh was signed by the parties, and their material witnesses on each and every page thereof.

WITNESS MY HAND AND SEAL this _____ day of **JUN 13 2016**, 2016.

Doc. No 414
Page No 83
Book No XYZVW
Series of 2016.


ATTY. JOSELYN BONNIE V. VALEROS
NOTARY PUBLIC, ROLL NO. 54515
PTR No. 4912213, Issued on 12-22-15 Manila
IBP Life No. 723863 Issued on: Aug. 21, 2007
Commission No. 2016-099, Issued on 04-06-16 Manila
Office Add: Imperial Bayfront Tower, 1542 A. Mabini, Manila
MCLE NO. IV-0017429 ISSUED ON APRIL 18, 2013
TIN No.: 215-945-713-009



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO ST., SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

Resolution No. 2016-

WHEREAS, the Department of Budget and Management (DBM) Bids and Awards Committee (BAC) conducted a public bidding for the Project, "DBM Network Refresh," which is composed of the following Lots: Lot 1 - Security Hardening and Optimization (Supply, Delivery and Installation of Firewall and Components, Active Devices, and Modules); and Lot 2 - Licenses and Subscriptions (CISCO Core Switch, Fortinet and VMWare), with an Approved Budget for the Contract of P11,200,000.00 and P3,250,000.00, respectively, for a total of P14,450,000.00;

WHEREAS, during the submission and opening of bids on March 15, 2016, no bid was received for Lot 1, while Trends and Technologies, Inc., the sole bidder for Lot 2, failed to comply with the prescribed Section VII. Technical Specifications of the Bidding Documents for the said Project;

WHEREAS, under Resolution No. 2016-14 dated March 23, 2016, the BAC declared the first bidding as "failed" in accordance with: (i) Section 35.1(a) of the Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) No. 9184; and (ii) Section 35.1(c) of the Revised IRR of the same law, respectively;

WHEREAS, on April 5, 2016, a second Invitation to Bid was posted on the Philippine Government Electronic Procurement System website, the DBM website, and all DBM Bulletin Boards;

WHEREAS, only one (1) prospective bidder, Trends and Technologies, Inc., responded to the said Invitation and attended the Pre-bid Conference on April 12, 2016;

WHEREAS, Supplemental/Bid Bulletin No. 1 was issued on April 19, 2016 for both Lots to clarify, modify or amend items in the Bidding Documents;

WHEREAS, during the submission and opening of bids on April 26, 2016, only Trends and Technologies, Inc. submitted its bids for both Lots;

WHEREAS, after preliminary examination of the bids, the BAC, using a non-discretionary "pass/fail" criteria, determined the submissions of said bidder for both Lots as "passed" for complying with all the eligibility and technical requirements as stated in the Bidding Documents;

WHEREAS, after evaluation of the financial proposals for both Lots, the BAC declared the submissions of Trends and Technologies, Inc. as the Single Calculated Bid for Lot 1 and Lot 2 in the amounts of P10,998,000.00 and P3,158,000.00, respectively;

WHEREAS, after careful evaluation, validation and verification of the eligibility, technical and financial proposals, the BAC found that the submissions of Trends and Technologies, Inc. for both Lots passed all the criteria for post-qualification; thus, they were declared as the Single Calculated and Responsive Bids in the amounts of P10,998,000.00 and P3,158,000.00, respectively;

NOW, THEREFORE, for and in consideration of the foregoing premises, the BAC **RESOLVED**, as it hereby **RESOLVED**, to recommend to the Secretary of Budget and Management that the contract for the Project, "DBM Network Refresh," for both Lots be awarded to Trends and Technologies, Inc., in accordance with R.A. No. 9184 and its Revised IRR.

ADOPTED, this 3rd day of May 2016 in the Department of Budget and Management, General Solano St., San Miguel, Manila.

not present
VINZON R. MANANSALA
End-user Representative


DINNA MARIE R. ESTRADA
B.U.D.G.E.T. Representative


DANTE B. DE CHAVEZ
Member


DOLORES E. GALURA
Member


ANDREA CELENE M. MAGTALAS
Vice Chairperson

not present
SOFIA C. YANTO
Chairperson

Approved
 Disapproved


FLORENCIO B. ABAD
Secretary, DBM

Date: _____





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO ST., SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

NOTICE OF AWARD

May 3, 2016

MR. GERRY A. BAQUIRAN
6F Trafalgar Plaza
105 H.V. Dela Costa Street
Salcedo Villalge, Makati City

Dear **Mr. Baquiran:**

We are pleased to inform you that the contract for the Project, "DBM Network Refresh," for Lot 1 - Security Hardening and Optimization (Supply, Delivery and Installation of Firewall and Components, Active Devices, and Modules); and Lot 2 - Licenses and Subscriptions (CISCO Core Switch, Fortinet and VMWare) is hereby awarded to your company in the amount of P10,998,000.00 and P3,158,000.00, respectively, for a total of P14,156,000.00.

In this regard, you are hereby required to post a performance security in the amount and form stated in Section 39 of the Revised Implementing Rules and Regulations of Republic Act No. 9184 prior to the signing of the contract.

Very truly yours,

FLORENCIO B. ABAD

Secretary





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
GENERAL SOLANO ST., SAN MIGUEL, MANILA

BIDS AND AWARDS COMMITTEE

NOTICE TO PROCEED

June 6, 2016

MR. GERRY A. BAQUIRAN

6F Trafalgar Plaza
105 H.V. Dela Costa Street
Salcedo Village, Makati City

Dear **Mr. Baquiran:**

This is to inform your company that performance of the obligations specified in the attached Contract for the Project, "DBM Network Refresh," shall commence upon receipt of this Notice to Proceed.

Very truly yours,

FLORENCIO B. ABAD

Secretary



I acknowledge receipt and acceptance of this Notice on: JUNE 09, 2016

Name of Consultant and/or Representative: GERRY BAQUIRAN

Authorized Signature: *[Handwritten Signature]*