

CONTRACT AGREEMENT

Contract No. 2023-010

THIS AGREEMENT made this 9th day of September 2023 between **Department of Education, Division of Cagayan de Oro City** of the Philippines (hereinafter called "the Entity") of the one part and **Aicee Catering Food Services** of Lot 6A-B5 Corvette St., Thunderbird Subd., Camarin, Calococan City, Metro Manila, (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Procurement of Nutritious Food Products for the School-based Feeding Program (SBFP) of SY 2023-2024 of the Department of Education, Division of Cagayan de Oro City – Lot 5 (Iron Fortified Rice)** and has accepted a Bid by the Supplier for the supply of those services in the sum of **Five Million Two Hundred Forty-four Thousand Two Hundred Twenty-eight Pesos Only (Php 5,244,228.00)**, (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 **Five Million Two Hundred Forty-four Thousand Two Hundred Twenty-eight Pesos Only (Php 5,244,228.00)**, or such other sums as may be ascertained, **Aicee Catering Food Services** agrees to *Supply and Deliver for the Procurement of Nutritious Food Products for the School-based Feeding Program (SBFP) of SY 2023-2024 of the Department of Education, Division of Cagayan de Oro City – Lot 5 (Iron Fortified Rice)* in accordance with his Bid.
4. The **Department of Education, Division of Cagayan de Oro City** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. The Works referred to this Contract shall be executed within the contract duration of **24 feeding weeks**, which shall commence on SEPTEMBER 18, 2023, and not earlier than the date of receipt of the Notice to Proceed.


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.

Binding Signature of Procuring Entity:

Binding Signature of Contractor:

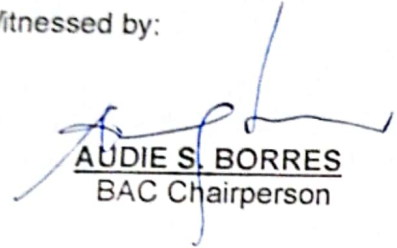

ROY ANGELO E. GAZO

Head of Procuring Entity



ACEREILY BASCO

Proprietor

Witnessed by:


AUDIE S. BORRES
BAC Chairperson

Witnessed by:


Arnel C. Calubag
Aicee Catering Food Services

Budget Allocation:


RISA BEA SOCORRO M. BORRES
Administrative Officer V

Funds Available:


ARNEL A. CALUBAG, CPA
Accountant III



Republic of the Philippines
Department of Education
REGION X
DIVISION OF CAGAYAN DE ORO CITY

Office of the Schools Division Superintendent

NOTICE OF AWARD

August 23, 2023

ACEREIL V. BASCO

Proprietor

Aicee Catering Food Services

Lot 6A-B5, Corvette St., Thunderbird Subd.,
Camarin, Caloocan City, Metro Manila

Dear Sir:

We are happy to notify you that your bid dated June 21, 2023 for the **Procurement of Nutritious Food Products for the School-based Feeding Program (SBFP) of SY 2023-2024 of the Department of Education, Division of Cagayan de Oro City – Lot 5 (Iron Fortified Rice)** with the Contract Price equivalent **Five Million Two Hundred Forty-four Thousand Two Hundred Twenty-eight Pesos Only (Php 5,244,228.00)** as corrected and modified in accordance with the Instructions to Bidders is hereby accepted.

You are therefore required to provide the performance security in the form and amount stipulated in the Instruction to Bidders with ten (10) calendar days from receipt of the Notice of Award. Contract signing will be done upon submission of the required performance security. Failure to provide the performance security shall constitute sufficient ground for cancellation of the award and forfeiture of the bid security.

Very truly yours,

ROY ANGELO E. GAZO

Schools Division Superintendent

Conforme:

(Signature over Printed Name)

Date: 8/23/23



Address: Fr. William F. Masterson Ave., Upper Balulang, Cagayan de Oro City

Mobile No: +63 975 6403 226 (Globe) | +63 951 1710 902 (Smart)

Email Address: cagayandeoro.city@deped.gov.ph



Republic of the Philippines
Department of Education
REGION X
DIVISION OF CAGAYAN DE ORO CITY

Office of the Schools Division Superintendent

NOTICE TO PROCEED

SEPTEMBER 11, 2023

ACEREIL V. BASCO

Proprietor

Aicee Catering Food Services

Lot 6A-B5, Corvette St., Thunderbird Subd.,

Camarin, Caloocan City, Metro Manila

Sir:

The attached Contract Agreement having been approved, notice is hereby given to **Aicee Catering Food Services** that services may commence on the **Procurement of Nutritious Food Products for the School-based Feeding Program (SBFP) of SY 2023-2024 of the Department of Education, Division of Cagayan de Oro City – Lot 5 (Iron Fortified Rice)** effective on SEPTEMBER 18, 2023, 7 day(s) after the receipt of this notice.

Upon the receipt of this notice, you are responsible for performing the services under the terms and conditions of the 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 Education, Division of Cagayan de Oro City.

Very truly yours,


ROY ANGELO E. GAZO

Schools Division Superintendent

Conforme:


(Signature over printed name)

Date: _____

I acknowledge receipt of this Notice on: _____

Name of the Representative of the Bidder: AN ANTHONY M. CRUZ

Authorized Signature: 



Address: Fr. William F. Masterson Ave., Upper Balulang, Cagayan de Oro City
Mobile No: +63 975 6403 226 (Globe) | +63 951 1710 902 (Smart)
Email Address: cagayandeoro.city@deped.gov.ph



Republic of the Philippines
Department of Education
REGION X
DIVISION OF CAGAYAN DE ORO CITY

Res. No. 073 s. 2022

RESOLUTION TO AWARD

WHEREAS, the Department of Education, Division of Cagayan de Oro City posted the Request for Quotation (RFQ) for the **Procurement of Nutritious Food Products for the School-based Feeding Program (SBFP) for SY 2023 – 2024 of the Department of Education – Division of Cagayan de Oro City: LOT 5 – IRON FORTIFIED RICE** in the Department of Education-Division of Cagayan de Oro City in the Philippine Government Electronic Procurement System (PhilGEPS) and posted the same on the bulletin board inside the premises of the Procuring Entity;

WHEREAS, in response to the said advertisement, two (2) bidders purchased and dropped bids during the opening;

WHEREAS, during the opening of bids on **June 21, 2023**, one (1) bidder passed in the preliminary evaluation of bids as follows;

Name of Bidder	Bid Amount as Read
Aicee Catering Food Services	Php 5,244,228.00
Asahi Resources Corporation	Php 5,288,724.48

WHEREAS, upon detailed bid evaluation by the Technical Working Group **Aicee Catering Food Services** has qualified for Post Qualification Evaluation;

WHEREAS, upon bid evaluation and post qualification evaluation of **Aicee Catering Food Services** on **August 1, 2023** or careful examination, validation and verification of all eligibility, technical and financial requirements submitted to the BAC, the said bidder passed the Post Qualification Evaluation as the **Lowest Calculated and Responsive Bid**, and therefore, considered for award of the contract;


NOW, THEREFORE, We, the members of the BAC, hereby RESOLVE as it is RESOLVED to recommend to the Head of the Procuring Entity (HOPE) the award of the contract to **Aicee Catering Food Services** in the sum of **Five Million Two Hundred Forty-four Thousand Two Hundred Twenty-eight Pesos Only (Php 5,244,228.00)** for the **Procurement of Nutritious Food Products for the School-based Feeding Program (SBFP) for SY 2023 – 2024 of the Department of Education – Division of Cagayan de Oro City: LOT 5 – IRON FORTIFIED RICE**.


Resolved, at the Division Office, DepEd, Cagayan de Oro City, this 7th day of August, 2023.

Bids and Awards Committee:

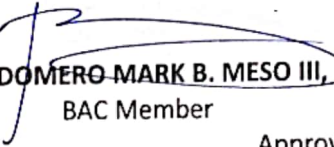

AUDIE S. BORRES
BAC Chairman


ROSALIO E. VITORILLO
BAC Co-Chairman


MILAGROS P. RECAMADAS
BAC Member


CYNTHIA V. YANEZ
BAC Member


RAY O. MAGHUYOP
BAC Member


BALDOMERO MARK B. MESO III, MD
BAC Member


RISA BEA SOCORRO M. BORRES
BAC Member

Approved:


ROY ANGELO E. GAZO
Schools Division Superintendent



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