



Republic of the Philippines
Department of Education
REGION IX
SCHOOLS DIVISION OF ZAMBOANGA DEL NORTE

NOTICE OF AWARD

October 14, 2022

ENGR. MARK EUGENE D. SALVA

Proprietor
MDS Construction & Enterprise
Boyugan East, Kumalarang,
Zamboanga del Sur

Sir:

We are happy to notify you that the **Construction of One (1) Storey - Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program**, is hereby awarded to you as the Lowest Calculated Responsive Bidder, at a Contract Price of **Six Million Two Hundred Seventy Thousand Four Hundred Forty-Seven Pesos & 54/100 (Php 6,270,447.54)**.

You are therefore required, within ten (10) calendar days from the receipt of this Notice of Award, to formally enter into a contract with us and to submit the following:

1. Performance Security in the form of an Unconditional Bank Guarantee or Cashier's Check or Manager's Check or Irrevocable Letter of Credit, equivalent to ten percent (10%) of the Contract Price.
2. Construction Schedule & S-Curve Bar Chart
3. PERT/CPM
4. Manpower Schedule
5. Equipment Utilization Schedule
6. Construction Methods

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. Thank You.

Very truly yours,

VIRGILIO P. BATAN, JR. CESO VI
Schools Division Superintendent

Conforme:

OCT 24 2022
I acknowledged receipt of this Notice on:
Name of Bidder: MDS CONSTRUCTION & ENR.
Name of Representative of Bidder: MARK EUGENE SALVA
Authorized Signature: _____

BACsmIs/NoticeofAward-2022-033



Address: Capitol Drive, Estaka, Dipolog City 7100
Email: zn.division@deped.gov.ph
FB: DepEd Tayo- Schools Division of Zamboanga del Norte

Tel. No.: (065) 212- 5843
Website: www.depedzn.net



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BAC Resolution Declaring MDS CONSTRUCTION & ENTERPRISE as SCRB for the Construction of One (1) Storey – Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program, and Recommending Award of Contract Therefor

**RESOLUTION NO. 029-CB s. 2022
 October 13, 2022**

WHEREAS, on **September 14, 2022 @ 3:00 P.M.**, the BAC conducted a **Pre-Procurement Conference** for the procurement project Construction of One (1) Storey – Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program, at SDO New Building, Estaka, Dipolog City;

WHEREAS, the DepEd, Division of Zamboanga del Norte, Estaka, Dipolog City advertised the Invitation to Apply for Eligibility and to Bid for the Construction of One (1) Storey – Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program, published in PHILGEPS and posted within the premises of the Schools Division Office of the Schools Division of Zamboanga del Norte continuously from **September 19, 2022** up to the scheduled opening of Bids on **October 10, 2022**;

WHEREAS, on **September 27, 2021 @ 4:00 PM** the BAC conducted an on-site **Pre-bid Conference** with the presence of twenty-one (21) interested bidders;

WHEREAS, in response to the said advertisements, 1 (one) prospective bidder submitted their intent to participate in the bidding and went on to purchase the bid documents for the project;

WHEREAS, the prospective bidder timely submitted its proposal, and on **October 10, 2022**, the **bid opening** was conducted, which reveals;

Bidder Identification/Name	Bid as Read Amount (₱)	Remarks
ABC: ₱ 6,282,017.89		
MDS CONSTRUCTION & ENTERPRISE	Php 6,270,447.54	PQE

WHEREAS, the detailed evaluation of bids conducted on **October 10, 2022**, resulted in the following:

Bidder Identification/Name	Bid as Calculated Amount (₱)	Remarks
ABC: ₱ 6,282,017.89		
MDS CONSTRUCTION & ENTERPRISE	Php 6,270,447.54	PQE

WHEREAS, upon examination, validation, and verification of all the eligibility, technical and financial requirements submitted by the bidder, for the project, and after the conduct





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of post-qualification inspection and interview, the following was established from the post-qualification report:

Requirement	Eligibility/ legal	Technical	Financial	RESULT
MDS CONSTRUCTION & ENTERPRISE	Responsive	Responsive	Responsive	Passed/ SCRB

NOW, THEREFORE, We, the Members of the Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED**:

- a.) To declare **MDS Construction & Enterprise** as the **Single Calculated and Responsive Bidder** for the Construction of One (1) Storey – Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program, in the amount as accordingly bid;
- b.) To recommend to the Head of the Procuring Entity of the DepEd, Division of Zamboanga del Norte, the award of contract in favor of **MDS Construction & Enterprise**, for the Construction of One (1) Storey – Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program at a Contract Price of **Six Million Two Hundred Seventy Thousand Four Hundred Forty-Seven Pesos & 54/100 (P 6,270,447.54)**.

RESOLVED, at the DepED, Division of Zamboanga del Norte, Estaka, Dipolog City this **13th day of October 2022**.

I hereby certify to the truthfulness of the foregoing resolution.

Conforme:

JED A. NIEVES
 End-User Representative

JESSIE E. ELACAN
 BAC Secretariat Head
ENGR. DAVE A. PATIGAYON
 Provisional BAC Member (Proponent)

MICKREL N. DULLER
 BAC Member

ERVIE A. ACAYLAR
 BAC Member

NILDA Y. GALAURA
 BAC Member

HELEN E. TANGON
 BAC Vice-Chairperson

MA. JUDELYN J. RAMOS, CESE
 BAC Chairperson - Infrastructure

Approved by:

VIRGILIO P. BATAN, JR. CESO VI
 Schools Division Superintendent/ H.O.P.E.

Date approved: OCT 14 2022





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NOTICE TO PROCEED

November 8, 2022

ENGR. MARK EUGENE D. SALVA

Proprietor
MDS Construction & Enterprise
Boyugan East, Kumalarang,
Zamboanga del Sur

Sir:

The Attached Agreement having been approved, notice is hereby given to **MDS Construction & Enterprise**, that work may proceed on the **Construction of One (1) Storey - Two (2) Classrooms School Building with Ancillary Structure at Basak Elementary School Under CY 2021 Last Mile Schools Program**, effective on **Start Date**, or the date of receipt in this notice as acknowledged below, and that fully complete all of the Works **one hundred twenty (120) calendar days thereafter**.


Upon receipt of this notice, you are responsible of 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 DepEd-Schools Division of Zamboanga del Norte, Estaka, Dipolog City.

Very truly yours,


VIRGILIO P. BATAN, JR. CESO VI
Schools Division Superintendent

Conforme:

I acknowledged receipt of this Notice on: 11-08-2022
Name of Bidder: MDS CONSTRUCTION & ENT.
Name of Representative of Bidder: MARK EUGENE SALVA
Authorized Signature: 

JEE/BACSECRETARIAT/BAC-NTP-2022-033



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CONTRACT AGREEMENT

THIS AGREEMENT, made this NOV 04 2022 day of **November, 2022** between **DepEd-SCHOOLS DIVISION OF ZAMBOANGA DEL NORTE**, Capitol Drive, Estaka, Dipolog City, Philippines (hereinafter called the "Entity") and **MDS CONSTRUCTION & ENTERPRISE**, Boyugan East, Kumalarang, Zamboanga del Sur (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor executes the **"CONSTRUCTION OF ONE (1) STOREY - TWO (2) CLASSROOMS SCHOOL BUILDING WITH ANCILLARY STRUCTURE AT BASAK ELEMENTARY SCHOOL UNDER CY 2021 LAST MILE SCHOOLS PROGRAM"** (hereinafter called "The Project") with **Contract No. CB-2022-033** and the Entity has accepted the bid for **SIX MILLION TWO HUNDRED SEVENTY THOUSAND FOUR HUNDRED FORTY-SEVEN PESOS & 54/100 (P 6,270,447.54)** by the Contractor for the execution and completion of such Project **within one hundred twenty (120) calendar days from notice of receipt order** 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 shall be attached, deemed to form, and be read and construed as integral part of this Agreement, to wit:
 - (a) General and Special Conditions of Contract;
 - (b) Specifications;
 - (c) Invitation to Bid;
 - (d) Instructions to Bidders;
 - (e) Bid Data Sheet;
 - (f) Addenda and/or Supplemental/Bid Bulletins, if any;
 - (g) 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;
 - (h) Eligibility requirements, documents and/or statements;
 - (i) Performance Security;
 - (j) Notice of Award of Contract and the Bidder's conforme thereto;
 - (k) Other contract documents that may be required by existing laws and/or the Entity.
3. In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to execute and complete the Project and remedy any defects therein in conformity with the provisions of this Contract in all respects.
4. The Entity hereby covenants to pay the Supplier in consideration of the execution and completion of the Project and the remedying of defects wherein, 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.

VIRGILIO P. BATAN, JR.

ENGR. MARK EUGENE D. SALVA





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

Signed, sealed, delivered by **VIRGILIO P. BATAN, JR. CESO VI**, the Schools Division Superintendent, DepEd-Schools Division of Zamboanga Del Norte.

Signed, sealed, delivered by **MARK EUGENE D. SALVA**, Proprietor, **MDS Construction & Enterprise**, Boyugan East, Kumalarang, Zamboanga del Sur.

Binding Signature of Procuring Entity

VIRGILIO P. BATAN, JR., CESO VI

Binding Signature of Supplier

ENGR. MARK EUGENE D. SALVA

WITNESSES :

For Entity:

ENGR. DAVE A. PATIGAYON

Driver's License: J01-00-034238

Issued on: _____
 Issued at : Dipolog City

ENGR. FRANKLIN ANTO

PRC License ID: 0098461

Issued on: January 10, 2019
 Issued at : Pagadian City

For Company/Supplier

JAY BOSTAN JIRON

ID No/CTC no.: _____
 Issued on: _____
 Issued at : _____

ID No/CTC no.: _____
 Issued on: _____
 Issued at : _____





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Republic of the Philippines
 Province of _____
 City/Municipality of _____

ACKNOWLEDGMENT

At the above-mentioned place this _____ personally appeared before me:

VIRGILIO P. BATAN, JR., CESO VI
 Head of the Procuring Entity

UMID CRN: 006-0089-7288-8

ENGR. MARK EUGENE D. SALVA
 Bidder's Representative

Known to me to be the same persons who executed the foregoing instrument and they acknowledged to me that the same is their free and voluntary act and deed and that of the offices they respectively represent.

The foregoing instrument is a Contract Agreement, consisting of three (3) pages, including this page on which this Acknowledgement is written and signed by the parties hereto and their instrument witnesses on the left margin of each and every page hereof.

08 NOV 2022

WITNESS MY HAND AND SEAL on the _____ day of _____, 2022 at _____, Philippines.

NOTARY PUBLIC
 Until December 31, _____

ATTY. EULOGIO LAUREL LAUGAS, JR.
 Notary Public
 Until December 31, 2022
 IBP No. 169834, 12-07-2021
 PTR No. 8505285, 12-27-2021
 ROLL OF ATTY. No. 56396
 MCLE COMP. No. VII-0016529 04-14-25

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 Series No. 2022 ;

JEE/BACSECRETARIAT/BAC-CA-2022-033

