CONTRACT OF LEASE

KNOW ALL MEN BY THESE PRESENTS:

This contract is made and entered in the City of Pasig, Metro Manila by and between:

THE CITY OF PASIG, a local government unit duly organized and existing under and by virtue of the laws of the Republic of the Philippines with principal office at City Hall, Caruncho Ave., Barangay San Nicolas, Pasig City, herein represented by **HON. VICTOR MA REGIS N. SOTTO**, in his capacity as City Mayor, hereinafter referred to as the "LESSEE";

- and -

MILLENNIUM PROPERTIES AND BROKERAGE INCORPORATED, a domestic corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal office at Amber Ave. Cor. Lukban, San Antonio, Pasig City, herein represented by CHRISTIAN JOSEPH M. BERNARDO, Authorized Representative, pursuant to the Secretary Certificate attached hereto as Annex "A" hereof, herein referred to as the "LESSOR";

Each of the LESSEE and the LESSOR may be referred to as a "PARTY" and collectively as "PARTIES".

The parties hereto represent that they possess the capacity and authority to enter into this Contract of Lease.

WITNESSETH:

WHEREAS, the LESSEE has a lease requirement for venue under Purchase Request No. 100-23-07-1595 for the Lease of Venue for the Cerebral Palsy Awareness Forum, White Cane Awareness Day, Attention Deficit Hyperactivity Disorder and International Disability Day - Persons With Disability Affairs Office on 23 September 2023, 13 October 2023, 28 October 2023 and 03 December 2023;

WHEREAS, pursuant to Section 53.10 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 (Government Procurement Reform Act) and the Consolidated Guidelines for Alternative Methods of Procurement, the LESSEE, through its Bids and Awards Committee ("BAC"), sent Requests for Quotations to at least three (3) potential lessors, and one (1) potential lessor responded;

WHEREAS, on 13 September 2023, the LESSEE, through its BAC, conducted negotiation and evaluation and found the LESSOR's quotation to be responsive;

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WHEREAS, the **LESSOR** thus offered for lease to the **LESSEE** a venue, accommodations, function room, equipment, and meals in Millennium Properties and Brokerage Incorporated;

WHEREAS, considering all of the legal requisites, and finding the LESSOR's quotation to be in order, valid, and responsive, the LESSOR was found to have submitted the Lowest Calculated and Responsive Quotation/Proposal in the amount of Five Hundred Thirty Nine Thousand Pesos (Php 539,000.00);

WHEREAS, the LESSEE accepted the LESSOR's offer and awarded the project to the LESSOR in accordance with the Implementing Rules and Regulations of Republic Act No. 9184;

NOW, THEREFORE, in view of the foregoing premises and for and in consideration of mutual covenants and undertakings, the parties hereto have agreed as follows:

ARTICLE I SUBJECT OF THE LEASE

This Contract of Lease shall cover all the items found in the Request for Quotation (RFQ) / Terms of Reference (TOR) after the conduct of Negotiation attached to this Contract as Annex "B".

ARTICLE II LEASE PERIOD

The Contract of Lease shall be on 23 September 2023, 13 October 2023, 28 October 2023 and 03 December 2023.

ARTICLE III CONTRACT PRICE

In consideration for the lease to be undertaken by the LESSOR specified in Article I hereof, the CITY OF PASIG shall pay **MILLENNIUM PROPERTIES AND BROKERAGE INCORPORATED** based on the billing statement/statement of account/invoice/billing invoice/others with complete and correct supporting documents/attachments and computations in an amount not to exceed **Five Hundred Thirty Nine Thousand Pesos (Php 539,000.00).**

ARTICLE IV AMENDMENT AND EXCLUSIVITY

1. This Contract of Lease constitutes the entire agreement between the parties hereto and all previous agreements between the parties relative to the Leased Premises and ancillary services therein, are hereby superseded by this Contract of Lease.

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- 2. The relationship of the parties shall be limited to the performance of the terms and conditions of this Contract of Lease. Nothing in this Contract of Lease shall be construed as to create a general partnership, joint venture, or agency between the parties, or to authorize any party to act as a general agent for another, or permit any party to bind the other, or to borrow money on behalf of another party, or to use credit of any party, for any purpose.
- 3. The Contract of Lease shall not be deemed amended or otherwise in any manner, unless such amendment or alteration is made in writing and signed by both parties.

ARTICLE V NON-WAIVER

- 1. The failure or delay on the part of any party to insist upon strict performance of any of the terms, conditions, and covenants hereof, or to exercise any of its rights under this Contract of Lease, shall not be deemed a relinquishment or waiver of the enforcement of any right or remedy that said party may have nor shall it be construed as a waiver of any subsequent breach or default of the terms, conditions, and covenants herein contained, which shall be deemed in full force and effect. No waiver by a party shall be deemed to have been made unless expressed in writing and signed by the said party.
- 2. Any right or remedy conferred by this Contract of Lease shall not be exclusive of any other right or remedy of each party, whether under this contract or provided by or permitted by law or in equity, but each right or remedy shall be cumulative of every right or remedy available.

ARTICLE VI ADDITIONAL PROVISIONS

- 1. The parties hereby manifest that they shall first meet, confer and sit down together for the purpose of exploring all avenues and/or possibilities of amicably settling whatever are their differences, disputes and/or controversies that may arise in connection with any of the terms and conditions of this Contract of Lease.
- 2. In the event that facts and circumstances arise or are discovered which render this Contract of Lease manifestly and grossly disadvantageous to the government, as determined by the LESSEE, the parties hereto agree to immediately renegotiate its terms and conditions, or at the option of the LESSEE, terminate the same.
- 3. If the parties fail to amicably settle their difference, disputes, and/or controversies, the parties, waiving for this purpose any other venue, hereby agree that the courts of the City of Pasig shall be the sole and exclusive venue of any and all actions or suits between the parties, to the exclusion of all other

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courts and venues. This exclusive venue provision shall apply even in cases arising from the declaration of nullity of this Contract of Lease in part or in its entirety and in cases arising after or by reason of the declaration of nullity of this contract, whether in part or in its entirety.

IN WITNESS WHEREOF, the parties he day of, 2023 at Pasig	
CITY OF PASIG	MILLENNIUM PROPERTIES AND BROKERAGE INCORPORATED
Ву:	By:
VICTOR MA REGIS N. SOTTO	CHRISTIAN JOSEPH M. BERNARDO Authorized Representative
WITNE	ESSES:
(Printed Name and Signature)	(Printed Name and Signature)
Funds Appropriated:	Funds Obligated.
MS. MA. THERESA B. HERNANDEZ OIC - City Budget Office	MS. JUVY A. CUENCO City Accountants 100-2023-07-0077-7612
Funds Available:	Recommending Approval:
MS. MARITA A CALAJE City Treasurer	HELEN G. CARMONA Disability Affairs Officer IV

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES) City of OUEZON (CIT) OUT-TON CITY BEFORE ME, a Notary Public for and in the City of , on this day of , 2023, personally appeared: Government ID Issue and Expiry Date Name DAINER'S LIGENSE CHRISTIAN JOSEPH M. BERNARDO DI6-99-213546 known to me to be the same person who executed the foregoing Contract of Lease consisting of five (5) pages, and who acknowledged to me that the same is their own free and voluntary act and deed as well as the free and voluntary act and deed of the entity they duly authorized to represent. WITNESS MY HAND AND NOTARIAL SEAL, on the date and place first above written. ATTY. ELISEO SMEALMA, JR. Notary Public for Q.C. April 1 Roll No. 501.83 Intil Dec., 31, 2024 Doc. No. 61 PTR No. 4007 (2007) Jan. 03, 2023/Q.C. Page No.__*内* IBP No. 257225, Jan. 01, 2023 Book No. _1/XXII . MCLE Comp. No. VI)-0006924(09/21/2021-04/14/2025) Series of 2023 Adm. Mauer No. NP-062(2022-2023) 20 Kamagong St., Saparoanai Vill. East Fairview Q.C. TIN: 138-541-197-000 ACKNOWLEDGMENT BEFORE ME, a Notary Public for and in the City of Pasig, on this day of , 2023, personally appeared Victor Ma Regis N. Sotto, known to be the same person who executed the foregoing instrument and who acknowledged to me that the same is his free and voluntary act and deed as well as that of the entity he represents. This instrument consists of five (5) pages, including this page in which this Acknowledgement is written and duly signed by the Parties. WITNESS MY HAND AND NOTARIAL SEAL, on the date and place first above written. P. RUBIO Notary Public-Pasig Ny San Juan and Pateros mper 31, 2024 Until De Doc. No. C 64083 RO Page No. NO. 243415 184 PTR No. 9004629 Book No. APPOINTMENT NO. 276(2023-2024)

Series of 2023

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MICLE EXEINPTION NO. VIII-BEP00224 THI NO. 238-919-765

SECRETARY'S CERTIFICATE

That I, MICHAEL T. NG, am the duly elected Corporate Secretary of Millennium Properties and Brokerage Inc./ Astoria Hotels and Resorts (hereinafter called the "Corporation"), a domestic corporation duly organized and existing under and by virtue of the laws of the Philippines, with office address at 15 J.Escriva Drive, Pasig City and in my capacity as such do hereby certify that at the Special Meeting of the Board of Directors held on July 06, 2023 the following resolutions were adopted:

RESOLVED, That the Corporation, Millennium Properties and Brokerage Inc./ Astoria Hotels and Resorts, be authorized as it is hereby authorized representatives, to communicate, transact, and collect payment on behalf of the corporation to PASIG CITY HALL under the name of Millennium Properties and Brokerage Inc. or Astoria Plaza, the following are the designated Authorized Representatives to carry out any and/or all of the provided above:

NAME

CHERIE ANN N. ORPRECIO

YANICE CALANGIAN

CHRISTIAN JOSEPH M. BERNARDO

RESOLVED FURTHER, That the above mentioned representatives, be authorized and empowered as he is hereby authorized and empowered to file and follow-up with the Pasig City Hall, any and all papers, instruments and agreements, required to execute the foregoing application as may be necessary to effect the above - described transaction,

SPECIMEN ŚIĠNATURE

RESOLVED FURTHER AND FINALLY, That this authorization shall remain valid and effective unless otherwise revoked or modified by a subsequent Board Resolution.

under such terms and conditions as said representatives may

deem most beneficial to the Corporation;

IN WITNESS WHEREOF, I have hereunto set my signature this SEP_13_000_ at DEZON CITY.

> MICHAEL T. NG Corporate Secretary

SUBSCRIBED AND SWORN to me affiant exhibited to me his Passport I.D. P7686830B December 31, 2031.

to expir EKLMA, JR. ATTY, ELASEO S

Notary Public by Q.C.

roles shar PTR No. 40071721 (Jan. 03, 2023/Q.C. IBP No. 257225, Jan. 01, 2023

at

nál Dec. 31, 2024

MCLE Comp. No. VII-000693409/21/2021-04/14/2025) Adm. Matter No. NF-062(2022-2023)

20 Kamagong St., Sapamanai Vili. Fzon Fairview Q.C.

DOG NO ... SCHOK MO. ... SEMPE OF



PROCUREMENT MANAGEMENT OFFICE

ANNEX "B"

REQUEST FOR QUOTATION/INVITATION FOR NEGOTIATION

Date	11 September 2023
Project Title	Lease of Venue for the Cerebral Palsy Awareness Forum, White Cane Awareness Day, Attention Deficit Hyperactivity Disorder and International Disability Day – Persons With Disability Affairs Office
Mode of Procurement	Negotiated Procurement (Lease of Real Property or Venue)
RFQ No.	100-23-07-1595
Approved Budget for the Contract	Five Hundred Fifty Seven Thousand Five Hundred Pesos (Php 557,500.00)
Deadline and Place for the Submission of Quotation	Please submit the accomplished Quotation and required documents not later than 13 September 2023, 1:45 PM at the Bids and Awards Committee (BAC) through the Procurement Management Office (BAC Secretariat Office), 4th Floor, Pasig City Hall, San Nicolas, Pasig City.
	You may enclose all the documents in an envelope duly marked with the following details: 1. Title and reference number of the project (RFQ No.); and 2. Name, address and contact details (telephone/cellphone number and email address) of the bidder.
Date, Time and Place of the Negotiation	13 September 2023, 2:00 PM, 7th Floor, Meeting Room, Pasig City Hall
TERMS	The lease contract shall be on 23 September 2023, 13 October 2023, 28 October 2023 and 03 December 2023
NOTES	 Lessor shall submit their offer/quotation through their duly authorized representatives Quotations submitted exceeding the Approved Budget for the Contract (ABC) shall be rejected. The prices quoted are to be paid in Philippine Currency. All prices quoted are subject to all Philippine Tax Statutes. Award of contract shall be made to the lowest quotation which complies with the technical specifications and other terms and conditions stated herein. The City Government of Pasig shall have the right to inspect and/or to test the real property to confirm their conformity to the technical specifications. The CITY GOVERNMENT OF PASIG reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time prior to contract award in accordance with Sections 35.6 and 41 of the 2016 revised IRR of RA No. 9184, without thereby incurring any liability to the affected bidder or bidders.

Sir/Madame:

In accordance with the Technical Specifications, Scope of Work and General Conditions for the aforementioned project stated herewith, kindly fill up and submit your lowest proposal.

For any inquiries or clarifications, please contact the Procurement Management Office (BAC Secretariat Office) at (02) 8643-1111 local 1461 or 1462 or through email bidsandawards@pasigcity.gov.ph

Thank you.

ATTY. PONCE MIGUEL D. LOPEZY Officer in Charge, Procurement Management Office

TAGN

Caruncho Avenue, Barangay San Nicolas, Pasig City 1600 Metro Manila

Description of Service Requirement

Offered Technical Proposal

Please fill in with either: "Comply"

or "Not Comply"

нурегасичку и	isorder and Interna	tional Disability No. 100-1			Disability Affairs Office under PR
TECI	INICAL SPECIFICATI	ONS/SCOPE OF I	WORK		
. Date of Activity	y				
527	f Activity	Date of Implementation	on	QTY.	
Cerebral Palsy /	Awareness Forum	23 September 2	2023 1	50 pax	Comply
	Awareness Day	13 October 20	23 1	.00 рах	50. 0% pasted Pain 100
	cit Hyperactivity order	28 October 20	23 1	.00 рах	
Internationa	Disability Day	03 December 2	023 1	50 pax	
 Use of LC Complete At least fo At least to Unlimited Two (2) to 	ty of audio-visual ed D projector and wh e set of sound syster our (4) extension co hree (3) microphone d access to internet, ables for the secreta ables for the PDAO	ite screen m irds es /WIFI in all areas ariat (Registration	of the ver	ıue	Comply
DATE	MEAL REQUIREM	ENTS	TIME		
23 September 2023	pastry, choice or hot chocols Lunch: Buffet soup, three (3 four (4) main side dishes an flowing coffee chocolate	lunch with) appetizer, dishes, two (2) d dessert, free- and hot ndwich or pasta		4 – 3:00 M	Comply
13 October 2023		: Buffet lunch ree (3)	115-2000	AM — 0 PM	

	dishes, two (2) side of and dessert, free-flo coffee and hot choco	wing		
28 October 2023	AM Snack: sandwich pastry, choice of tea or hot chocolate Lunch: Buffet lunch soup, three (3) apper four (4) main dishes, side dishes and dess flowing coffee and hochocolate PM Snack: Sandwich or pastry, choice of coffee or hot chocol	with stizer, , two (2) sert, free- not n or pasta	9:00 AM – 3:00 PM	Comply
03 December 2023	PM Snack: sandwick pastry, choice of tea or hot chocolate Lunch: Buffet lunch soup, three (3) apper four (4) main dishes side dishes and desselflowing coffee and hocolate	with witer, tizer, two (2) ert, free-	1:00 PM 5:00 PM	
선 이번 시간 경기를 열 때문에 가지 어린다.	nts: te parking area for PWD': for backdrop for the activ	guille i le con recome con cell		
		FINANCIA	L PROPOSAL	
Name of Project		Grand Total Cost for the Lease of Venue		
Lease of Venue for the Cerebral Palsy Awareness Forum, White Cane Awareness Day, Attention Deficit Hyperactivity Disorder and International Disability Day – Persons With Disability Affairs Office		five hun	PhP_ 539,000.00 (Amount in Figures) five hundred thirty-nine thousand pesos only	

Additional Requirements:

Together with your proposal/quotation, kindly submit the following documents:

- Mayor's/Business Permit (or a recently expired Mayor's/Business permit together with the official receipt as proof that the prospective bidder has applied for renewal within the period prescribed by the concerned local government unit subject to submission of the Mayor's Permit before the award of contract). The nature of business as stated in the Mayor's/Business Permit should at the very least be similar or related to the project to be bid.
- 2. Latest Income or Business Tax Returns filed and paid through the BIR Electronic Filing and Payment System (EFPS).

In accordance with Revenue Regulation No. 3-2005, the above-mentioned tax returns shall refer to the following:

- Latest Income Tax Return (ITR) For participants already with an Annual ITR, latest ITR shall refer to the ITR for the preceding Tax Year be it on a calendar or fiscal year. For new establishments which, therefore, have no annual ITR yet, it shall refer to the most recent quarter's ITR.
- Latest Business Tax Return refers to the Value Added Tax (VAT) or Percentage Tax returns covering the previous six (6) months.
- Philippine Government Electronic Procurement System (PhilGEPS) Registration Number or PhilGEPS Platinum Certificate of Registration and Membership;
- Accomplished and notarized Omnibus Sworn Statement. (https://www.spnb.gov.ph/assets/forms/Omnibus%20Syorn%20Statement(Revised).docx)
- Proof of Authorization i.e. duly notarized Secretary's Certificate issued by the corporation or the members of the joint venture or a Special Power of Attorney, in case of Sole Proprietorship.

BIDDER'S COMMITMENT:

We hereby agree and bind ourselves to the terms and conditions herein specified, to the manner of procurement and evaluation set up by the Bids and Awards Committee (BAC), and to the Implementing Rules and Regulations of the Republic Act No. 9184. We further certify that we have read and agree to the Terms of Reference, if any, attached in the Request for Quotation.

We understand that the City Government of Pasig is not bound to accept the lowest or any bid it may receive.

Christian Joseph M. Bernardo

Sales Account Manger

Signature of er printed Name

Position

Duly authorized to sign quotation/offer for and on behalf of Astoria Plaza

Conforme:

(Please indicate name of company)



PERSONS WITH DISABILITY AFFAIRS DEFINE

ANNEX "B"

TERMS OF REFERENCE

I. DATE OF ACTIVITY

TYPE OF ACTIVITY	DATE OF IMPLEMENTATION	QTY.
Cerebral Palsy Awareness Forum	September 23, 2023	150
White Cane Awareness Day	October 13, 2023	100
Attention Deficit Hyperactivity Disorder	October 28, 2023	100
International Disability Day	December 3, 2023	150

II. REQUIREMENTS

- Use of conference room that can accommodate 100 150 people
- Well-lighted and well-ventilated conference room
- Availability of audio-visual equipment with stand-by assistant
- Use of LCD projector and wide screen
- Complete set of sound system
- At least four (4) extension cords
- At least three (3) microphones
- Unlimited access to internet/WIFI in all areas of the venue
- Two (2) tables for the Secretariat (Registration Area)
- Two (2) tables for the PDAO staff and for the Resource Person

DATE	MEAL REQUIREMENTS	TIME	
	AM snack: sandwich, pasta, pastry, choice of tea, coffee or hot chocolate		
September 23, 2023	Lunch: Buffet lunch with soup, three (3) appetizer, four (4) main dishes, two (2) side dishes and dessert free-flowing coffee and hot chocolate	9:00 AM – 3:00 PM	
	PM Snack: Sandwich or pasta or pastry, choice of tea, coffee or hot chocolate		
	AM snack: sandwich, pasta, pastry, choice of tea, coffee or hot chocolate		
October 13, 2023	Lunch: Buffet lunch with soup, three (3) appetizer, four (4) main dishes, two (2) side dishes and dessert free-flowing coffee and hot chocolate		





PERSONS WITH DISABILITY AFFAIRS OFFICE

	AM snack: sandwich, pasta, pastry, choice of tea, coffee or hot chocolate	9:00 AM – 3:00 PM
October 28, 2023	Lunch: Buffet lunch with soup, three (3) appetizer, four (4) main dishes, two (2) side dishes and dessert free-flowing coffee and hot chocolate	
	PW Snack: Sandwich or pasta or pastry, choice of tea, coffee or hot chocolate	
	PM snack: sandwich, pasta, pastry, choice of tea, coffee or hot chocolate	
December 3, 2023	December 3, 2023 Lunch: Buffet lunch with soup, three (3) appetizer, four (4) main dishes, two (2) side dishes and dessert free-flowing coffee and hot chocolate	

Other Requirements	
Appropriate parking area for PWDs (e-bike)	
Provision for backdrop for the activity	

Prepared by:

PRINCIESS RICHDALINE I. DILLERA Administrative Aide I

PDAO

Reviewed/Approved by:

HELEN G. CARMONA Disability Affairs Officer IV Head, PDAO

