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 -

FORA SERVICES, INC., a domestic corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal office at Fora Rotunda Tagaytay Gen. Emilio Aguinaldo Highway, Silang Junction, East Tagaytay City, herein represented by MARIELLE MENDOZA, 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. 100-23-07-1770 for the Lease of Venue for the Assessment of the Implementation of Pasig City's Peace and Order and Public Safety Plan 2023 – 2025 – City Mayor's Office from 02 October 2023 to 04 October 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 18 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 Fora Services, Inc.;

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 Seven Hundred Seventy Five Thousand Five Hundred Pesos (Php 775,500.00);

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 for the period of 02 October 2023 to 04 October 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 **FORA SERVICES, INC.** 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 **Seven Hundred Seventy Five Thousand Five Hundred Pesos (Php 775,500.00).**

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.
- 2. The relationship of the parties shall be limited to the performance of Page 2 of 5 | CONTRACT NO. 100-23-07-1770 | JCS

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.

 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 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

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entirety and i	n cases arisin	g after or by	reason of	f the decla	ration of	nullity of
this contract,	whether in pa	irt or in its e	entirety.			.9

IN WITNESS WHEREOF, the parties heret day of, 2023 at Pasig Cit	
CITY OF PASIG	FORA SERVICES, INC.
By:	ву:
VICTOR MA REGIS N. SOTTO, City Mayor	MARIEU MENDOZA Authorized Representative
WITNES	S E S:
(Printed Name and Signature)	(Printed Name and Signature)
1	Funds Obligated:
MS. MA. THERESA B. HERNANDEZ OIC - City Budget Office	MS. JUVY A. CUENCO City Accountant? 100-2027-08-1125-1011
Funds Available:	Recommending Approval:
MS. MARITA A. CALAJE City Treasurer	ERNIE AL O. EDRALIN Executive Assistant V

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES) PASIG CITY) S.S. City of

CFP 2 9 2023 , 2023, personally appeared:

- Name	Government ID	Issue and Expiry Date
MARIELLE MENDOZA	DRIVER'S LICEMSE	2020 /07/06
MARIELLE MENDOZA	H2G-20-017108	2025 /09/15

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.

Doc. No. 350 Page No. 7

Book No. Series of 2023

ATTY, GERALD P. RUBIO Notary Public-Pasig City San Juan and Pateros be 31, 2024 Until Dece ROLL NO 84083 IBP NO 243415 PTR No. 9004629 APPOINTMENT NO. 276(2023-2024) MCLE EXEMPTION NO. VIII-BEP00249

TIN NO. 238-919-765

ACKNOWLEDGMENT

BEFORE PME, 92 Public for and in the City of Pasig, on this day of 2023, personally appeared Victor Ma Regis N. Sotto, known to me 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.

Doc. No. Page No.

Book No.

Series of 2023

ATTY, GEFALD P. RUBIO

Notary Public-Responding San Juan and Pateros

Until Discount er 31, 2024

. 84083 ROLL

> 243415 9004629

NO. 276(2023-2024) MCLE EXEMPTION NO. VIII-BEP00224

TIN NO. 238-919-765

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FORA SERVICES, INC. doing business as Quest Hotel Tagaytay

SECRETARY'S CERTIFICATE

- I. KATRINA O. CLEMENTE-LUA, of legal age, Filipino, and with office address at the Filinvest Building, 79 EDSA, Highway Hills, Mandaluyong City 1550, Metro Manila, after having been duly sworn in accordance with the law, hereby certify that:
- I am the Corporate Secretary of FORA SERVICES, INC. doing business as Quest Hotel Tagaytay (the "Corporation"), a corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at Fora Rotunda Tagaytay, General Emilio Aguinaldo Highway, Silang Junction, Barangay Silang Crossing East, Tagaytay, 4120 Cavite;
- At the meeting of the Board of Directors of the Corporation held on 13 September 2023, at which meeting a quorum was present and acting throughout, the following resolutions were unanimously approved and adopted:

Resolution No. B-2023-09-0001

"RESOLVED, That the Corporation is hereby authorized and empowered to participate and submit a bid offer before the local government unit of Pasig City for the Lease of Venue for the Assessment of the Implementation of Pasig City's Peace and Order and Public Safety Plan 2023-2025 (the "Project") pursuant to Pasig City's RFQ No. 100-23-07-1770:

"RESOLVED, FURTHER, That MS. MARIELLE MENDOZA be, as she is hereby authorized to sign any and all documents in relation to the bidding, including but not limited to bid submission forms, and to perform such other acts as may be necessary or required to implement the foregoing authority."

 The foregoing resolutions have not been revoked, amended, nor in any manner modified, and accordingly, the same may be relied upon until written notice to the contrary is issued by the Corporation.

IN WITNESS WHEREOF, I have hereunto set my hand this SEP 2 8 2023 in Mandaluyong City, Metro Manila.

K Chart

KATRINA O. CLEMENTE-LUA Corporate Secretary

SUBSCRIBED AND SWORN to before me this Mandaluyong City, Metro Manila, Philippines, affiant exhibiting to me her Philippine Passport No. P2463944B, as competent evidence of her identity, bearing her photograph and signature, issued by the Department of Foreign Affairs NCR-South and valid until 05 July 2029.

Page No. 44; Book No. 49; Series of 2023.

Fde No. 1 91 1 2023-8804-8C-FOSI-BID Text FOSI-B-2023-09-0001 JOVEN G. SEXEKLANO
NOTARY PUBLIC FOR CITY OF MANDALUYONG
COMMISSION NO. 0285-23 UNTIL DECEMBER 31, 2024
IBP LIFETIME NO. 011302; 12-20-12; RIZAL
ROLL NO. 53970

PTR NO. 5110/H0; 1-3-23; MANDALUYONG MCLE COMPLIANCE NO. VII 0010250 14 APPIL 2025 UG03 CITYLAND SHAW TOWER, SHAW BLVD. MANDALUYONG CITY

Corporate Secretary Certificate for Sales Bidding

Submitted by Aileen Jean Austria Submit time: 2023-09-13 18:07

Change State: -- New State-

<

Request ID : JO-2023-5804 State: Submitted for Approval

Comprate Secretarial and Regulatory Compli. 🗸 🍦

Nature of Service Request

Categories *

Specific *

Corporate Secretarial Services (Cor Sec) <

Certification of board and stockholders resolu >

Service Request Details

Title * Corporate Secretary Certificate for Sales Bidding

Fora Services Inc. We are are requesting for secretary certificate authorizing Marielle Mendoza, NSO Sales Executive, to bid for Lease of Venue for the Assessment of the Implementation of Pasig C25 - City Mayor's Office Nity's Peace and Order and Public Safety Plan 2023-20SO on behalf of

Description *

(J)



PROCUREMENT MANAGEMENT OFFICE

ANNEX "B"

REQUEST FOR QUOTATION/INVITATION FOR NEGOTIATION

Date	14 September 2023
Project Title	Lease of Venue for the Assessment of the Implementation of Pasig City's Peace and Order and Public Safety Plan 2023-2025 – City Mayor's Office
Mode of Procurement	Negotiated Procurement (Lease of Real Property or Venue)
RFQ No.	100-23-07-1770
Approved Budget for the Contract	Seven Hundred Seventy Eight Thousand Eight Hundred Pesos (Php 778,800.00)
Deadline and Place for the Submission of Quotation	Please submit the accomplished Quotation and required documents not later than 18 September 2023, 1:45 PM 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	18 September 2023, 2:00 PM, 7 th Floor, Meeting Room, Pasig City Hall
TERMS	The lease contract shall commence from 02 October 2023 to 04 October 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. LOPEZ.
Officer in Charge, Procurement Management Office

IKA- **155** TAOR

Caruncho Avenue, Barangay San Nicolas, Pasig City 1900 Metra Manda

Description of Service Requirement

Offered Technical Proposal

Please fill in with either: "Comply" or "Not Comply"

Lease of Venue for the Assessment of the Implementation of Pasig City's Peace and Order and Public Safety Plan 2023-2025 – City Mayor's Office under PR No. 100-23-07-1770

100000000000000000000000000000000000000	of Activity	Estimated	Number of Days	
Octo	per 2023 to 04 ober 2023	Number of Pax 66 pax	(3 Days, 2 Nights) Food, Venue and Accommodation (Twin Sharing)	Comply
	0 AM (02 Octobe lme: 12:00 PM (0	r 2023) 04 October 2023)		
pard and t	(אמק 30) gnigbo.			
o Che o 24 i o San o Cor	nplimentary toils	00 PM	5	Comply
Ava - At I	orkshops Il lighted and we	ll ventilated -visual equipment v projector ind system	with stand-by assistant	Comply
At ands, and (2) Unl Fur On	least Three (3) Break out rooms limited free acce action room set-te e (1) table for the	for 34 pax with ow	tration Area)	
At ands, and (2) Un Fur On	least Three (3) Break out rooms limited free acce action room set-te e (1) table for the	for 34 pax with owns ss to internet / WIF up: Classroom type a Secretariat (Regist	n audio-visual equipment I in all areas of venue preferred tration Area) room	
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At ands, and (2) Uni Fur On No iteals Requ	Break out rooms Ilmited free accention room set-te (1) table for the pillars in the micuirements: S 02 Octo Fast	for 34 pax with owns to internet / WIF up: Classroom type se Secretariat (Regist Idle of the function ber 2023 03 October	n audio-visual equipment I in all areas of venue preferred tration Area) room	Comply

 For lunch and dinner: 3 main dishes (fish; pork or beef and vegetables), soup, rice, desse AM and PM Snacks: native food; with drint Free flowing coffee and/or tea Candies, paper and pencil 	rt, drinks	Comply
Other Requirements: Maintaining cleanliness function hequarters, hallway, coffee/tea area and dining a With appropriate parking area for at leasons with 24-hour security, front-desk and	area east 30 vehicles	Comply
Name of Project	NANCIAL PROPOSAL Grand Total Cost fo	or the Lease of Venue
Lease of Venue for the Assessing the Implementation of Pasig City's Peace and Order and Public Safety (POPS) Plan 2023-2025 – City Mayor's Office	Saver Hundred thousand and Pesas Only	in Figures) Severity - Five Five Hundred of Grand Total Cost)

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.
- 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;
- 4. Accomplished and notarized Omnibus Sworn Statement. (https://www.gppb.sov.ph/arreus/forus/Omnibus%20Svpm%20Statement(Revised).docs)
- 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.

Page 3 of 4 | RFQ No. 100-23-07-1770 | JSC

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

Conforme: Marielle Mendoza
Signature over printed Name

National Sales Executive

Position

Duly authorized to sign quotation/offer for and on behalf

of Quest Hotel Tagaytay / Fora Services Inc. (Please indicate name of company)



OFFICE OF THE MAYOR

ANNEX "B"

TERMS OF REFERENCE

Technical Specifications

Activity Title	Assessing the Implementation of Pasig City's Peace and Order and Public Safety (POPS) Plan 2023-2025
Budget Code	1000-000-2-1-01-001-005-11
Purchase Request No.	100-23-07-1770

DATE OF	Estimated Number	Number of Days	Total Estimated
ACTIVITY	of Pax		Budget
October 2-4,2023	66 pax	Food, Venue and Accommodation (live-in)	PHP 778,800.00

Number of Days:

3 days, 2 nights

Desired Venue and/or Function:

 $Type\ of\ Accommodation:$

Live-in for 66pax.

Arrival

08:00 AM (Oct 2, 2023)

Check-out time:

12:00 PM (Oct 4, 2023)

Function Room Requirements:

- e Function room, can accommodate 66 pax, flexible for group activities/ workshops
- Duration from Oct 2-4, 2023
- Well-lighted and well-ventilated
- Availability of audio-visual equipment with stand-by assistant:
 - o Al least Two (2) LCD projector
 - o Complete set of sound system
 - o At least three (3) microphones with their own microphone stands, and
 - o (2) Break-out rooms for 34 pax with own audio-visual equipment
- Unlimited free access to internet / WIF1 in all areas of venue





a	Function	raom	set-un:	Classroom	tune	preferred
75	THILLTIGHT	LOCALL	Act the	Property Sections	- 11	1

- o One (1) table for the Secretariat (Registration Area)
- No pillars in the middle of the function room

MEALS	OCT. 2, 2023	OCT. 3, 2023	OCT. 4, 2023	
3reakfast	1	1		
AM Snacks	/	1	1	
Lunch	/	1	/	
PM Snacks	/	1		
Dinner	-			

Board and Lodging (Full Board):

Candies, paper and pencil

- For 66 pax
- Check in time 2:00 pm (Oct. 2, 2023)
- Check-out time 12:00pm (Oct. 4, 2023)
- 24 hours hot and cold shower
- Sanitized beddings, rooms and restrooms
- Complimentary toiletries and bathrobes
- Unlimited free access to internet /WIFI in the room

'ENGE



Other Requirement/s:

- Maintaining cleanliness-function hall, restrooms, sleeping quarters, hallway, coffee/lea area, and dining area
- With appropriate parking area for at least 30 vehicles
- With 24-hour security, front-desk and housekeeping services.

Prepared by:

MARIANDE B. ANCENO Cluster Head, DILG Pasig

Noted by:

ATTY BERT OF C. MENDOZA

Executive Assistant V, Office of the Mayor