

CONTRACT AGREEMENT

This **CONTRACT AGREEMENT** is entered into and executed by and between:

- (1) **THE CITY GOVERNMENT OF PASIG**, a local government unit existing under Philippine laws, with postal address at Pasig City Hall, Caruncho Avenue, Brgy. San Nicolas, Pasig City, Metro Manila, herein represented in this Act by its City Mayor, **Hon. Victor Ma. Regis N. Sotto** (the "Procuring Entity"); and
- (2) **NEXUS ELECTRICAL NETWORK SOLUTIONS CORP.**, a company duly organized in accordance with and registered under the laws of the Philippines, and with business address at 1ST Avenue Sta. Maria Industrial Estate Franco Drive, Bagumbayan, City of Taguig, represented in this Act by **MIGUEL JUAN SEBASTIAN C. SIAO** (hereinafter referred to as the "Supplier").

WHEREAS, the Procuring Entity invited Bids for the procurement of **REPAIR AND MAINTENANCE OF VARIOUS AIRCONDITIONING UNITS – PEACE AND ORDER DEPARTMENT** under **RFQ NO. 100-23-07-1528** (the "Project") and has accepted the Bid of the Supplier in the sum of **THIRTY-FOUR THOUSAND EIGHT HUNDRED PESOS (Php 34,800.00)** (hereinafter called "Contract Price").

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. 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/s of this Agreement, *viz.*:
 - i. Request for Quotation, including the Terms of Reference ("TOR") (**ANNEX "A"**);
 - ii. Winning bidder's bid (**ANNEX "B"**);
 - iii. Notice of Award of Contract, and the Bidder's conforme thereto (**ANNEX "C"**);
 - iv. Other contract documents that may be required by existing laws and/or the Procuring Entity. 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, shall likewise form part of the Contract.
2. Supplier shall complete the project in accordance with the Delivery Term specified in the Item Description of the Request for Quotation
3. In consideration for the sum of **THIRTY-FOUR THOUSAND EIGHT HUNDRED PESOS (Php 34,800.00)** the Supplier agrees to deliver the goods and/or perform the services of the contract in accordance with its Bid.
4. The Procuring Entity agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. When the supplier fails to satisfactorily deliver goods under the contract within the specified delivery schedule, inclusive of duly granted time extensions, if any, the supplier shall be liable for damages for the delay and shall pay the procuring entity liquidated damages, not by way of penalty, an amount equal to one-tenth (1/10) of one percent (1%) of the cost of the delayed goods scheduled for delivery for every day of delay until such goods are finally delivered and accepted by the procuring entity concerned.

6. The Supplier grants the Procuring Entity all rights, title, and interest in and to any and all work product created for and in the course of this project, including all intellectual property rights therein and thereto.
7. The Supplier agrees that all information disclosed by the Procuring Entity during the procurement process and the implementation of this Agreement shall remain the sole and exclusive property of the Procuring Entity.
8. In the exercise of their rights and compliance with the obligations under this Agreement, the Parties shall observe and comply with Republic Act No. 10173, otherwise known as the "Data Privacy Act of 2012", its implementing rules and regulations, as well as all issuances of the National Privacy Commission.

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 date first written above.

CITY GOVERNMENT OF PASIG

NEXUS ELECTRICAL NETWORK SOLUTIONS CORP.

By:

By:


HON. VICTOR MA. REGIS N. SOTTO
 City Mayor



MIGUEL JUAN SEBASTIAN C. SIAO
 Authorized Representative

Signed in the presence of:

Funds Appropriated:

Funds Obligated:



MS. MA. THERESA B. HERNANDEZ
 OIC - City Budget Office


MS. JOVY A. CUENCO
 City Accountant
 166-2023-07-0216-1013

Funds Available:

Recommending Approval:


MS. MARITA A. CALAJE
 City Treasurer


RODRIGO M. DE DIOS
 City Government Head II

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the **PASIG CITY**, on this day of **OCT 19 2023**, 2023, personally appeared:

| Name | Government ID | Issue and Expiry Date |
|--------------------------------------|---|-----------------------|
| MIGUEL JUAN SEBASTIAN C. SIAO | National ID Card 4527-8216-3586-5380 | 25, Feb 2023 |

Known to me to be the same person who executed the foregoing Contract consisting of three (3) 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. 401
Page No. 82
Book No. X
Series of 2023.

ATTY. GERALD P. RUBIO
Notary Public - Pasig City, San Juan and Pateros
Until December 31, 2024
ROLL NO. 84083
IBP NO. 243415
PTR No. 9004629
APPOINTMENT NO. 276(2023-2024)
MCLE EXEMPTION NO. VIII-BEP002249
TIN NO. 238-919-765

ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in the City of Pasig on this day of **06 NOV 2023**, 2023, Personally appeared Hon. Victor Ma. Regis N. Sotto, known to me and to be is 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 three (3) pages, including this page in which this Acknowledgment is written and duly signed by the Parties.

WITNESS MY HAND SEAL AND NOTARIAL SEAL, on the date and place first above written.

Doc. No. 364
Page No. 73
Book No. 111
Series of 2023.

GIO CARLO C. MENDOZA
Notary Public for Pasig, San Juan & Pateros
Until 31 December 2023
Appointment No. 129
PTR No. 0112750, 04 January 2023, Pasig City
IBP Lifetime No. 016515, Laguna
Roll of Attorneys No. 69172
MCLE Compliance No. VII-0023809
Valid until 14 April 2025



PASIG
City Government of Pasig

PROCUREMENT MANAGEMENT OFFICE

Annex "A"

REQUEST FOR QUOTATION

Date: 25 September 2023

RFQ No.: 100-23-07-1528

Name of Company: _____
Address: _____
Name of Store/Shop: _____
Address: _____
TIN: _____
PhilGEPS Registration Number: _____

The City Government of Pasig, through the Bids and Awards Committee (BAC), intends to procure Repair and Maintenance of Various Airconditioning Units – Peace and Order Department with an Approved Budget for the Contract (ABC) of **Php 53,280.00**, in accordance with Section 53.9 of the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184. Please quote your best offer for the item in the table below.

The Project shall be awarded as One Project having several items that shall be awarded as one contract. Quotations received exceeding each total Cost per Item and/or the total Approved Budget for the Contract shall be rejected.

| Item No. | Item Description | Brand Name <small>(PLEASE DO NOT LEAVE BLANK)</small> | QTY | UOM | Approved Budget | | Price Offer | |
|----------|--|--|-----|-------|-----------------|------------|-------------|------------|
| | | | | | Unit Cost | Total Cost | Unit cost | Total Cost |
| 1 | Repair and Maintenance of air-conditioning units, <ul style="list-style-type: none">- CLEANING and repair- 4 UNITS CEILING type AIRCON 4HP(3TR) (FUJIDENZO Brand) - SCOPE OF WORK- Indoor and Outdoor Cleaning, Flushing Drain Line and Pump Motor- NOTE: 1 unit have Leak Problem at outdoor uni- need to conduct leak tset- Repair Leak- Teasting And Conditioning-Charging Of Freondelivery term:- 1st service 7 days after NTP serve- 2nd service 45 days after 1st service conducted- 2nd service- INCLUSION- conduct Indoor and Outdoor Cleaning, Flushing Drain Line and | | 4 | UNITS | 13,320.00 | 53,280.00 | | |

| | | | | | | |
|--|--------------|------------------|--|--|--|--|
| - Pump Motor and leak test for (4) Units of Aircon. | | | | | | |
| Note: Other terms and conditions are stipulated in the attached Terms of Reference, if any. | Total | 53,280.00 | | | | |
| DELIVERY TERM: Within Seven (7) calendar days upon the receipt of Notice to Proceed but not to exceed 31 December 2023. | | | | | | |

**Indicate the BRAND NAME or MANUFACTURER NAME and the specific MODEL to be offered or attach a BROCHURE for the offered item; items including but not limited to clothing, vehicle, equipment, devices, electronics, machines, drugs, medicines, medical supplies must be branded or at the very least, manufacturer shall be indicated.*

Submit this Quotation (Accomplished and duly signed by the Owner or the respective Authorized Representative indicated in the Secretary's Certificate/Special Power of Attorney) not later than the closing date specified in the Bid Notice Abstract posted in PhilGEPS website along with 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.
- PhilGEPS Registration Number
- Income Tax Return - 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:

1. 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.
 2. Latest Business Tax Return - refers to the Value Added Tax (VAT) or Percentage Tax returns covering the previous six (6) months.
- Accomplished and notarized **Omnibus Sworn Statement** ([https://www.gppb.gov.ph/assets/forms/Omnibus%20Sworn%20Statement\(Revised\).docx](https://www.gppb.gov.ph/assets/forms/Omnibus%20Sworn%20Statement(Revised).docx))
 - **Proof of Authorization: Secretary's Certificate** if corporation, or **Special Power of Attorney**, if individual.

ADDITIONAL REQUIREMENTS:

For Procurement of Drugs and Medicines:

Documents from the Food and Drug Administration (FDA):

- a. Certificate of Product Registration;
- b. Certificate of Good Manufacturing Practice;
- c. License to Operate;
- d. Batch Release Certificate (for vaccines, toxoids and immunoglobulins only) [to be submitted upon delivery]; and
- e. Certificate of Analysis (for anesthesia and antibiotics) [to be submitted upon delivery].

If the Supplier is not the Manufacturer, a certification from the Manufacturer that the supplier is an authorized distributor/dealer of the products/items.

Caruncho Avenue, Brgy. San Nicolas, Pasig City, Philippines 1600



(02) 8643-1111 * (02) 8641-1111 loc 1461 * bidsandawards@pasigcity.gov.ph *

pasigcity.gov.ph

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Please submit the accomplished Quotation and required documents on or before the deadline of submission at the Bids and Awards Committee (BAC) through the Procurement Management Office (BAC Secretariat Office), 4th Floor, Pasig City Hall, San Nicolas, Pasig City.

All documents should be submitted in a sealed brown envelope addressed to the "Bids and Awards Committee, 4th Floor, Pasig City Hall", and properly marked with the Project Title as provided herein.

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.

For any clarification, you may contact us at telephone no. (02) 8641-1111 / (02) 8643-1111 loc. 1461 or email address at bidsandawards@pasigcity.gov.ph



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

I hereby certify that I have read and agree to this Request for Quotation, its Terms of Reference, and Bid Bulletin/s, if any. I further certify that the products to be delivered will conform to the specifications stated in the Item Description.




Conforme:

Signature over Printed Name

Position

Duly authorized to sign quotation/offer for and on behalf of _____
(Please indicate Company Name)

Caruncho Avenue, Brgy. San Nicolas, Pasig City, Philippines 1600

 (02) 8643-1111 * (02) 8641-1111 loc 1461 *  bidsandawards@pasigcity.gov.ph *
 pasigcity.gov.ph



PASIG

PROCUREMENT MANAGEMENT OFFICE

Annex "B"

REQUEST FOR QUOTATION

Date: 25 September 2023
RFQ No.: 100-23-07-1528

Name of Company: NEXUS ELECTRICAL NETWORK SOLUTIONS CORP.
Address: 1ST AVENUE, STA. MARIA INDUSTRIAL ESTATE, GARDE COR, FRANCO DRIVE, BAGUMBAYAN, TAGUIG CITY
Name of Store/Shop: NEXUS ELECTRICAL NETWORK SOLUTIONS CORP.
Address: 1ST AVENUE, STA. MARIA INDUSTRIAL ESTATE, GARDE COR, FRANCO DRIVE, BAGUMBAYAN, TAGUIG CITY
TIN: 009-348-001
PhilGEPS Registration Number: 201609187000809463959

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The Project shall be awarded as One Project having several items that shall be awarded as one contract. Quotations received exceeding each total Cost per Item and/or the total Approved Budget for the Contract shall be rejected.

| Item No. | Item Description | Brand Name <small>(PLEASE DO NOT LEAVE BLANK)</small> | QTY | UDM | Approved Budget | | Price Offer | |
|----------|--|--|-----|-------|-----------------|------------|-------------|------------|
| | | | | | Unit Cost | Total Cost | Unit cost | Total Cost |
| 1 | Repair and Maintenance of air-conditioning units, - CLEANING and repair - 4 UNITS CEILING type AIRCON 4HP(3TR) (FUJIDENZO Brand) - SCOPE OF WORK - Indoor and Outdoor Cleaning, Flushing Drain Line and Pump Motor - NOTE: 1 unit have Leak Problem at outdoor uni - need to conduct leak tset - Repair Leak - Teasting And Conditioning-Charging Of Freon delivery term: - 1st service 7 days after NTP serve - 2nd service 45 days after 1st service conducted - 2nd service - INCLUSION - conduct Indoor and Outdoor - Cleaning, Flushing Drain Line and | N/A | 4 | UNITS | 13,320.00 | 53,280.00 | P8,700 | P 34,800 |

| | | | | | | | |
|---|---|--|-------|-----------|-------------|--|--|
| | - Pump Motor and leak test for (4) Units of Aircon. | | | | | | |
| Note: Other terms and conditions are stipulated in the attached Terms of Reference, if any. | | | Total | 53,280.00 | P 34,800.00 | | |
| DELIVERY TERM: Within Seven (7) calendar days upon the receipt of Notice to Proceed but not to exceed 31 December 2023. | | | | | | | |

**Indicate the BRAND NAME or MANUFACTURER NAME and the specific MODEL to be offered or attach a BROCHURE for the offered item; Items including but not limited to clothing, vehicle, equipment, devices, electronics, machines, drugs, medicines, medical supplies must be branded or at the very least, manufacturer shall be indicated.*

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- PhilGEPS Registration Number
- Income Tax Return - Latest Income or Business Tax Returns filed and paid through the BIR Electronic Filing and Payment System (EFPS).

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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.

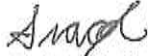
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ATTY. PONCE MIGUEL D. LOPEZ
Officer in Charge, Procurement Management Office

I hereby certify that I have read and agree to this Request for Quotation, its Terms of Reference, and Bid Bulletin/s, if any. I further certify that the products to be delivered will conform to the specifications stated in the Item Description.

Conforme:



Miguel Juan C. Siao


Signature over Printed Name


General Manager

Position

Duly authorized to sign quotation/offer for and on behalf of NEXUS ELECTRICAL NETWORK SOLUTIONS CORP.
(Please indicate Company Name)

Caruncho Avenue, Brgy. San Nicolas, Pasig City, Philippines 1600

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