



NOTICE OF AWARD

13 May 2022

MR. DENNIS FRENZEL KILEY

Authorized Managing Officer (AMO)

Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)

37 Lower Tacay Road, Zarate Village,
 Central Guisad, Baguio City

Dear Mr. Kiley:

We are happy to inform that your bid/proposal received and opened on **02 May 2022** for the project, **Hire of Vehicles for CY2022 Various DSWD-CAR Activities** under ITB 2022-DSWD-CAR-14 as corrected and modified in accordance with the Instructions to Bidders is hereby accepted, as follows:

Quantity	Description	Contract Amount
1 Lot	Hire of Vehicles for CY2022 Various DSWD-CAR Activities	₱ 4,176,500.00
Total	<i>Four Million One Hundred Seventy-Six Thousand Five Hundred Pesos</i>	

You are hereby required to provide within ten (10) calendar days from receipt of this notice to post the performance security in the form of cash, managers check or cashier's check or bank guarantee issued by a Universal or Commercial Bank in the amount of Five (5%) percent or Surety Bond issued by a surety or insurance company duly certified by insurance commission as authorized to issue such security amounting to Thirty Percent (30%) of the total contract price.

Failure to provide the performance security shall constitute sufficient ground for cancellation of the award and forfeiture of the bid security.

Thank you.

Very truly yours,

ARNEL B. GARCIA, CESO II
 Regional Director

Conforme: _____
 Date : _____

**BIDS AND AWARDS COMMITTEE
RESOLUTION NO. 277 S. 2022**

**RESOLUTION DECLARING SINGLE CALCULATED RESPONSIVE BID
AND RECOMMENDING AWARD OF CONTRACT**

WHEREAS, the Department of Social Welfare and Development - Cordillera Administrative Region (DSWD-CAR) through the various end-users/programs planned for the Procurement of the project, **Hire of Vehicles for CY2022 Various DSWD-CAR Activities** with an Approved Budget for the Contract (ABC) amounting Four Million One Hundred Seventy-Six Thousand Five Hundred Pesos (Php4,176,500.00);

WHEREAS, Republic Act 9184, otherwise known as the Government Procurement Reform Act, in its Implementing Rules and Regulations under Section 10, provides that "all procurement shall be done through competitive bidding, except as provided in Rule XVI";

WHEREAS, in consonance with the Republic Act 9184 and its Implementing Rules and Regulations, a Project Procurement Management Plan (PPMP) for the project was incorporated in CY2022 Annual Procurement Plan (APP) of the Field Office adopting Public Bidding as mode of Procurement;

WHEREAS, the Bids and Awards Committee (BAC) through the BAC Secretariat advertised the Invitation to Bid from **13 April 2022 to 02 May 2022** at DSWD-CAR website, Philippine Government Electronic Procurement System (PhilGEPS) and posted at DSWD-CAR Bulletin Board located at the main entrance of the Field Office;

WHEREAS, in response to the said advertisement, only one (1) bidder responded and participated for the project as reflected below:

Name of Bidder	Date/Time of Bid Submission
Sagadian Tourist Transport Cooperative and Smokey Transport Inc. (JVA)	May 02, 2022 at 10:40 AM

WHEREAS, in reference to BAC Resolution no. 255 s.2022, the said bidder was declared as the **Single Calculated Bid** for passing the bid evaluation process which was presented on 5 May 2022 and the BAC directed the TWG for the conduct of post-qualification;

WHEREAS, a post-qualification was conducted with of **Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)** and the TWG presented the result as follows:

- Both partners have valid and authentic eligibility documents
- Assured to adhere to the technical requirements and conditions of the project;
- Has enough vehicles for simultaneous travels registered with Certificate of Public Convenience;
- Has enough contracting capacity to undertake the project;

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- **Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)** was compliant as to legal, technical and financial requirements, thus found **RESPONSIVE**;

WHEREAS, the BAC deliberated the Post-Qualification Report and found merit to the findings of the TWG and unanimously declared **Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)** as **Single Calculated and Responsive Bid (SCRB)** upon determination that the bidder has passed all the criteria for post-qualification;

NOW, THEREFORE, we, members of the Bids and Awards Committee, hereby RESOLVE as it is hereby RESOLVED to

- Declare the bid of **Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)** as **Single Calculated and Responsive Bid (SCRB)** for the project, **Hire of Vehicles for CY2022 Various DSWD-CAR Activities** in the amount of **Four Million One Hundred Seventy-Six Thousand Five Hundred Pesos (Php4,176,500.00)**;
- Recommend to the Head of the Procuring Entity (HOPE) the award of contract to **Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)**, for approval of the HOPE;

Resolved at DSWD-CAR, Baguio City, Philippines this **10th day of May 2022**.

BIDS AND AWARDS COMMITTEE

ENGR. ENRIQUE H. GASCON, JR

Chairperson

RINA CLAIRE L. REYES

Vice-Chairperson

ATTY. MICHELLE GAYAGAY-LEE

Regular Member

Not present

Provisional Member – End-user

AILEEN M. BALLESTEROS

Provisional Member – Expert

Approved/Disapproved:

ARNEL B. GARCIA, CESO II

Regional Director

VUB/nfa



CONTRACT AGREEMENT

THIS AGREEMENT made on the _____ day of **May 2022** between **Department of Social Welfare and Development – Cordillera Administrative Region** represented by **DIR. ARNEL B. GARCIA, CESO II**, Regional Director with office address at 40 North Drive, Baguio City, Philippines (hereinafter called “the Entity”) of the one part and **Sagadian Tourist Transport Cooperative and Smokey Transport Inc. (JVA)** represented by **MR. DENNIS FRENZEL KILEY, Authorized Managing Officer** with office address at 37 Lower Tacay Road, Zarate Village, Philippines (hereinafter called “the Service Provider”) of the other part;

WHEREAS, the Entity invited Bids for certain goods and services, particularly **Hire of Vehicles for CY2022 Various DSWD-CAR Activities** under **ITB 2022-DSWD-CAR-14** and has accepted a Bid by the Service provider for the supply of those goods and services with contract amount of **Four Million One Hundred Seventy-Six Thousand Five Hundred Pesos (Php4,176,500.00)**, (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 and Annex A: Duties and Responsibilities 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 and Terms of Reference;
 - 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

JVA

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- 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 **Four Million One Hundred Seventy-Six Thousand Five Hundred Pesos (Php4,176,500.00)** or such other sums as may be ascertained, **Sagadian Tourist Transport Cooperative and Smokey Transport Inc. (JVA) agrees** to provide the goods and services for the **Hire of Vehicles for CY2022 Various DSWD-CAR Activities** under **ITB 2022-DSWD-CAR-14** in accordance with his/her Bid.
4. The **Department of Social Welfare and Development – Cordillera Administrative Region** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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.


ARNEL B. GARCIA, CESO II
Regional Director


DENNIS FRENZEL KILEY
Authorized Managing Officer

for:

for:

**Department of Social Welfare and
Development – Cordillera
Administrative Region**


**Sagadian Tourist Transport
Cooperative and Smokey
Transport Inc. (JVA)**

Signed in the presence of


AILEEN M. BALLESTEROS
Head – GSS

CERTIFIED FUNDS AVAILABLE:


WILBOURN B. BACOLONG
Accountant III


SOCPEN - 586,000
DRRP - 1,384,500
TARA - 443,000
SOCTECH - 63,000
KC-NCDDP - 245,000
SFP - 729,000
EPAHP - 105,000
ARRS - 279,000
STANDARDS - 98,000
SLP - 140,000
NHR - 84,000



ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)

Baguio City,

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BEFORE ME, a Notary Public for in Baguio City, Philippines,
personally appeared this MAY 25 2022 day of **May 2022**.

Name	Community Tax Cert. No./ID No.	Date/Place Issued
<u>ARNEL B. GARCIA, CESO II</u>	<u>ID No. 00433</u>	<u>Baguio City 1 Dec. 17, 2018</u>
<u>DENNIS FRENZEL KILEY</u>	<u>A01-93-039629</u>	<u>BAGUIO CITY 12/28/2022</u>

Known to me to be the same persons, who executed the foregoing instruments and acknowledged that the same is free and voluntary act and deed.

This document refers to the Contract of Services consisting of three (3) pages including this page signed by the parties and witnesses.

IN WITNESS WHEREOF, I have hereunto set my hands and affixed my notarial seal at the place and date above written.


MICHELE RUTH Y. CHUNGALAO-ARCIAGA
Notary Public
My commission expires on 31 December 2022
Roll of Attorney Notary Public 1999
IBP Lifetime No. 06420; Baguio-Benguet Chapter
Privilege Tax Receipt No. 4830802; 02 December 2020
MCLE Compliance No. VI-0002635; until April 2022

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Series of: 2022

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Special Conditions of Contract

GCC Clause	
1	<p>Delivery and Documents –</p> <p>For purposes of the Contract, “EXW,” “FOB,” “FCA,” “CIF,” “CIP,” “DDP” and other trade terms used to describe the obligations of the parties shall have the meanings assigned to them by the current edition of INCOTERMS published by the International Chamber of Commerce, Paris. The Delivery terms of this Contract shall be as follows:</p> <p>“The delivery terms applicable to this Contract are to be delivered in the respective areas per Section VI. Schedule of Requirements. Risk and title will pass from the Service provider to the Procuring Entity upon receipt and final acceptance of the Services Rendered.”</p> <p>Delivery of Services shall be made by the Service provider in accordance with the terms specified in Section VI (Schedule of Requirements), Section VII (Technical Specifications) including Terms of Reference and Duties and Responsibilities (Annex A of the Contract Agreement).</p> <p>For purposes of this Clause the Procuring Entity’s Representative at the Project Site are:</p> <ol style="list-style-type: none"> 1. Ms. Aileen M. Ballesteros – Head/General Services Section 2. Various end-users per Schedule of Requirements (Section VI)
	<p>Incidental Services –</p> <p>The Service provider is required to provide all of the following services, including additional services, if any, specified in Section VI. Schedule of Requirements and Section VII. Technical Specifications:</p>
	<p>a. performance or supervision of on-site travel;</p>
	<p>b. furnishing of tools or equipment and supplies required for delivery of services;</p>
	<p>c. performance or supervision or maintenance and/or guarantee good quality of the delivery of Goods, for a period of time indicated in the bidding documents and/or as agreed by the parties, provided that this service shall not relieve the Service provider of any warranty obligations under this Contract; and</p>
	<p>d. availability of enough vehicles to the designated delivery sites.</p>

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	<p>The Contract price for the Services shall include the prices charged by the Service provider for incidental services and shall not exceed the prevailing rates charged to other parties by the Service provider for similar services.</p> <p>The goods required are listed in Section VI (Schedule of Requirements) and Section VII (Technical Specifications) and the cost of delivery, taxes and other fees are included in the contract price.</p> <p>The service provider shall carry sufficient vehicles or any changes that may be introduced during the contract implementation. The goods and services shall be supplied as promptly as possible, but in any case shall be communicated immediately.</p> <p>In case of fortuitous events or any circumstance beyond the procuring entity's control, the end-user shall closely coordinate for any changes in implementation of the project.</p>
2.2	"The terms of payment shall be as follows: <i>Payment shall be processed monthly upon receipt of complete supporting documents.</i> "
4	The inspections and tests that will be conducted are: <i>Physical/on-site inspection of services rendered</i>

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NOTICE TO PROCEED

19 May 2022

MR. DENNIS FRENZEL KILEY

Authorized Managing Officer (AMO)

Sagadian Tourist Transport Cooperative and Smokey Transport Incorporation (JVA)

37 Lower Tacay Road, Zarate Village,
Central Guisad, Baguio City

Dear Mr. Kiley:

The attached Contract of Agreement having been approved, notice is hereby given to **Sagadian Tourist Transport Cooperative and Smokey Transport Inc. (JVA)** that work may commence for the project, **Hire of Vehicles for CY2022 Various DSWD-CAR Activities** under ITB 2022-DSWD-CAR-14.

Upon receipt of this notice, you shall be responsible for performing the services under the terms and conditions of the agreement and in accordance with the **Final Implementation and Delivery Schedule**.

Please acknowledge receipt and acceptance of this notice by signing the space provided below. Keep one (1) copy and return the remaining copies to this office.

Very truly yours,


ARNEL B. GARCIA, CESO II

Regional Director

I acknowledge receipt of this Notice on: MAY 25, 2022
Date

Name or Authorized Representative: ANN ELYN PILUDED / DENNIS FRENZEL KILEY
Name

Signature: [Signatures]