

## CONSULTANCY CONTRACT

### THE PUBLIC IS INFORMED:

This **AGREEMENT** is executed between:

BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA), a Philippine government instrumentality created by virtue of Republic Act 7227, as amended, holding principal office at BCDA Corporate Center, 2/F Bonifacio Technology Center, 31<sup>st</sup> Street corner 2<sup>nd</sup> Avenue, Bonifacio Global City, Taguig city, Metro Manila, represented here by its Executive Vice President, **AILEEN ANUNCIACION R. ZOSA**, who is authorized to enter into this Contract as evidenced and authorized under Item 178 of the Revised Manual of Approval which was approved on 22 November 2017, as confirmed by the attached authority, marked as Annex A; and,

and

KEEP ME POSTED, INC. (KMPI), with principal office at 16-A Santiago St., San Francisco Del Monte, Quezon City, represented by its Creative Head, **AILEEN C. CASTILLO**, as confirmed by the attached authority, marked as Annex B.

BCDA and KMPI shall be hereinafter referred to collectively as *Parties*.

### ANTECEDENTS

Republic Act No. (RA) 7227, as amended by RA 9400, mandates the BCDA to accelerate the sound and balanced conversion into alternative productive civilian uses of the Clark and Subic military reservations and their extensions, and to enhance the benefits to be derived from said properties in order to promote the economic and social development of Central Luzon in particular and the country in general as well as to provide funds for the AFP Modernization Program.

**New Clark City (NCC)** is a 9,450-hectare master planned city within the CFSEZ that is envisioned to be an integrated modern metropolis backboned on state-of-the-art IT infrastructure hosting residential, commercial, and institutional establishments anchored on the right balance of social, economic, and ecological mix. It is designed to be the country's largest and first smart, green, and disaster-resilient metropolis.

The Project, known as "New Clark City Short Videos," is part of BCDA's marketing efforts that will be used to further promote the benefits and highlights of building New Clark City to the masses. The short videos also aim to build a strong brand awareness, desire, and partnership among various stakeholders i.e., investors, government, media, civil society and the general public.

The objective of the Project is to promote public awareness and generate appreciation and support for New Clark City (NCC) and other BCDA projects; and, to build up BCDA's image as a credible and transparent state agency that conducts business with high ethical standards and professionalism.

In view of these objectives, BCDA needed to procure consulting services for the Creative Design, Video Production, and the Copywriting. These services are technical in nature and beyond BCDA's optimum in-house capability.

In its Resolution dated 17 September 2018, the **BCDA BAC-C** resolved to recommend the delegation of the procurement to the Marketing Unit through negotiated procurement pursuant to Rule XVI Section 53.9 on Small Value Procurement of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 (RA 1984).

On 12 October 2018, **two (2)** prospective bidders namely: *i) KMPI* and *ii) Adrow Creatives, Inc.*, submitted their technical and financial proposal for the evaluation of the end-users based on BCDA's requirements pursuant to the Terms of Reference.

The Marketing Unit strictly observed the requirements of RA 9184, and its 2016 Revised Implementing Rules and Regulations (RIRR) on negotiated procurement for consultancy services ensuring the following: i) the amount of the Project is based on the Approved Budget for the Contract (ABC), ii) the Terms of Reference is reflective of BCDA's requirements for the consultancy services, and iii) the provisions of Sections 24 and 33 and the guidelines under Annexes "B" and "F" of the 2016 RIRR were all complied with.

After a thorough evaluation, validation and verification of the proposals submitted, it was found that KMPI is competent and qualified to provide the consulting services required by BCDA.

BCDA is desirous that the **KMPI** execute **the consulting services for the three (3) New Clark City short videos** (hereinafter called "the Works") and BCDA has accepted the Bid for **ONE MILLION PESOS (Php 1,000,000.00)** by **KMPI, including all taxes and other applicable fees and charges**, for the execution and completion of such Works 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) Request for Quotation;
  - b) Terms of Reference;
  - c) Notice of Award and the Bidder's conforms thereto; and,
  - d) Other contract documents that may be required by existing laws and/or the Entity.
3. In consideration of the payments to be made by **BCDA** to **KMPI** as hereinafter mentioned, **KMPI** hereby covenants with **BCDA** to execute and complete the **Works** and remedy and defects therein in conformity with the provisions of this Contract in all respects.
4. **BCDA** hereby covenants to pay **KMPI** in consideration of the execution and completion of the **Works** and the remedying of defects wherein the amount of **Php 1,000,000.00** under the provisions of this Contract at the times and in the manner prescribed by this Contract, including taxes and all other applicable fees and charges.


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

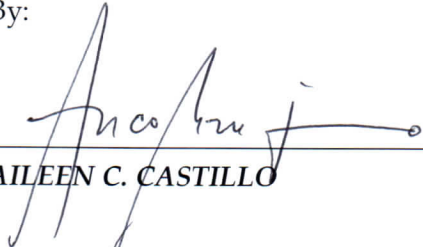
**BASES CONVERSION  
AND DEVELOPMENT AUTHORITY**

**KEEP ME POSTED INC.**

By:

By:

  
\_\_\_\_\_  
AILEEN ANUNCIACION R. ZOSA

  
\_\_\_\_\_  
AILEEN C. CASTILLO

Signed in the presence of:

ACKNOWLEDGMENT

Republic of the Philippines)  
Taguig City ) SS.

BEFORE ME, a Notary Public, for and in Taguig City, personally appeared the following:

Name	Competent Evidence of Identity	Date and Place of Issue
1. AILEEN AN. R. ZOSA (BCDA)		
2. AILEEN C. CASTILLO (KMPI)		

They are both known to me to be the same persons who executed the foregoing Agreement and they acknowledged to me that the signatures they affixed confirm their own free acts and the entities they represent.

This contract, consisting of 4 pages including this where the acknowledgment is stated, relates to the Contract for Consulting Services for the three (3) New Clark City Short videos between BCDA and KMPI. The Parties and their witnesses signed in the proper spaces and the left margin of every page.

SIGNED and SEALED on APR 10 2019 at Taguig City.

Notary Public



**GUALBERTO J. OZON, JR.**

Notary Public for Taguig City, Philippines  
Appointment No. 22, Until 31 December 2019  
2/F 37C 31<sup>st</sup> St., BGC, Taguig City, 1634  
PTR No. A-4208965/Taguig City/08 January 2019  
Roll of Attorneys No. 48062/IBP Lifetime Member No. 04862  
MCLE Compliance No. V-0005517/14 January 2015

Doc No. 298 ;  
Page No. 61 ;  
Book No. 13 ;  
Series of 2019.

