

**Design, Supply, Delivery and Installation of Air-Conditioning Units for the
Multi Sports Gym for the National Academy of Sports (NAS) in New Clark City**

CONTRACT AGREEMENT

THIS AGREEMENT made on the 31TH day of MARCH 2025 between **BASES CONVERSION AND DEVELOPMENT AUTHORITY**, a government instrumentality vested with corporate powers created by virtue of Republic Act No. 7227, as amended, with principal office at BCDA Corporate Center, 2nd Floor Bonifacio Technology Center, 31st Street Crescent Park West, Bonifacio Global City, Taguig, Metro Manila, Philippines represented herein by its President and Chief Executive Officer, **JOSHUA M. BINGCANG**, duly authorized for this purpose under Item 159 of the BCDA Manual of Approval approved by the BCDA Board on 22 November 2017 hereto attached as Annex "A" and made an integral part hereof and hereinafter called the "**ENTITY**" and **TARLAC MAC ENTERPRISES, INC.** with principal office at San Nicolas, Tarlac City, Tarlac, represented herein by its Authorized Representative, **EDISON A. DELA CRUZ** duly authorized for this purpose as evidenced by Secretary's Certificate dated 29 November 2024 hereto attached as Annex "B" and made an integral part hereof and hereinafter called the "**SUPPLIER**" of the other part.

WHEREAS, the Entity invited Bids for certain goods and ancillary services particularly the **Design, Supply, Delivery and Installation of Air-Conditioning Units for the Multi Sports Gym for the National Academy of Sports (NAS) in New Clark City** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Forty Two Million Three Hundred Forty Three Thousand Two Hundred Ten Pesos and 00/100 Only (PhP42,343,210.00)** (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 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 an integral part of this Agreement, viz.:

- i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - 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
 - 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 **Forty Two Million Three Hundred Forty Three Thousand Two Hundred Ten Pesos and 00/100 Only (Php42,343,210.00)** or such other sums as may be ascertained, **TARLAC MAC ENTERPRISES, INC.** agrees to design, supply, deliver and install the **air-conditioning units for the Multi Sports Gym** for the National Academy of Sports (NAS) in accordance with his/her/its Bid.
4. The Entity 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.

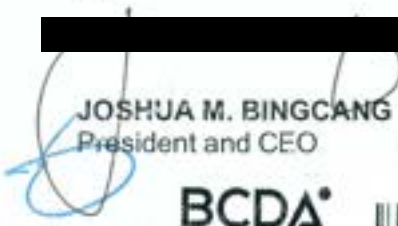
SIGNED BY THE PARTIES on March 27, 2025 in Taguig City, Philippines.


**BASES CONVERSION AND
DEVELOPMENT AUTHORITY**

TARLAC MAC ENTERPRISES, INC.

By:

By:


JOSHUA M. BINGCANG
President and CEO



EDISON A. DELA CRUZ
Authorized Representative


BCDA
Bases Conversion and
Development Authority


ZDF2025-0347

Signed in the presence of:


GISELA Z. KALALO
Executive Vice President


JEANNA C. GUIAO
Corporate Manager



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 of Issue / Expiry	Place of Issue
JOSHUA M. BINGCANG	[REDACTED]	[REDACTED]	[REDACTED]
EDISON A. DELA CRUZ			

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

SIGNED AND SEALED on APR 03 2025 in Taguig City,

Philippines. Doc. no. 350
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Book no. 5
Series of 2025

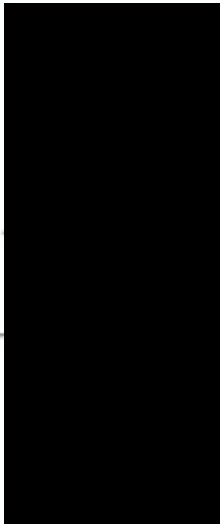
[REDACTED]

ATTY. MARICEL C. CORONACION-SANTOS
NOTARY PUBLIC FOR AND IN TAGUIG CITY
NOTARIAL COMMISSION UNTIL DECEMBER 31, 2025
ROLL OF ATTORNEYS NO. 63834
IBP NO. 497152 / 1-03-2025 / RIZAL
PTR NO. 6453958 / 1-07-2025 / TAGUIG CITY
MCLE COMPLIANCE NO. VIII-0004912 / 11-20-2023

[REDACTED]

[REDACTED]

[REDACTED]



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		BOD Approval Date 22 Nov. 2017

No.	Item	Upon Recommendation of, thru EVP/COO
	c. Training Program d. Physical Fitness Program e. SS Program f. Values and Attitude Re-orientation Program	
148	Foreign and Local Study Leave funded by BCDA P1 Million and below	PDC
149	Foreign and Local Study Leave without BCDA funding	Concerned Group Head
150	Termination/Resignation/Retirement of personnel	Department Head
151	Authority to travel abroad (personal)	Department Head
152	Authority to practice profession	Department Head
153	Clearance from Money & Property Accountabilities	Concerned Department Heads
154	Authority to pay/release regular BCDA benefits/incentives and benefits/incentives authorized by regulatory authorities/agencies	CSG Head
155	Contracts of Service/Project Employment Contracts	CSG Head
156	Expenses in excess of the maximum allowable limit incurred (i.e. telephone, post-paid line, meals)	Concerned Department Heads
157	Monetization of more than 50% of accumulated leave credits	CSG Head
158	Designation/Appointment of the Members of the Bids and Awards Committee and other Task Force Committees	ManCom
159	Procurement covered by R.A. 9184 and its revised IRR for Goods, Consulting Services and Infrastructure with an ABC of above P10 Million to P50 Million: a. Authority to procure b. Approved budget for the contract (ABC) c. Terms of Reference (TOR) d. Award of Contract e. BAC Resolution on the use of alternative methods of procurement and delegation of authority to concerned end-user to process procurement using the allowed alternative methods of procurement, if applicable f. Contract g. Cancellation/termination of procurement, award, or contract h. Variation Order or Amendment to Order above P10 Million to P50 Million	Group Head of end-user (a, b, c, f, g, and h) BAC (d, e, and g)
160	BAC Resolution on the ranking of shortlisted bidder/s and declaration of highest rated bid (HRB) for the procurement	BAC-C


REPUBLIC OF THE PHILIPPINES)
CITY OF Angeles City)S.S.

SECRETARY'S CERTIFICATE

I, **ALVIN T. CHAN**, of legal age and a duly elected and qualified Corporate Secretary of **TARLAC MAC ENTERPRISES INC. ("Corporation")**, with office address at 1030 McArthur Hi-Way San Nicolas, Tarlac City 2300, a corporation duly organized and existing under and by virtue of the law of the Philippines, DO HEREBY CERTIFY, that:


At the regular meeting of the Board of Directors of the Corporation duly convened and held on April 15, 2024 at which meeting a quorum was present and acting throughout, the following resolutions were approved, and the same have not been annulled, revoked and amended in any way whatever and are in full force and effect on the date thereof:

RESOLVED, that **Mr. Edison A. Dela Cruz** whose name and specimen signature appears below, be authorized and designate representatives to participate in the bidding of Project Title: "**Design, Supply, Delivery, and Installation of Air-Conditioning Units for the Multi Sports Gym for the National Academy of Sports (NAS) in New Clark City**" with references number 11464769 for New Clark City, granted full power and authority to do, execute and perform any and all acts necessary to represent **TARLAC MAC ENTERPRISES, INC.** on the processing of documents and attending of opening of Bidding Documents and all related undertakings with any designated government and private offices as effectively as the President/CEO might do if personally present:

<u>Name</u>	<u>Designation</u>	<u>Specimen Signature</u>
Mr. Edison A. Dela Cruz	Branch Account Executive	

RESOLVED further, that any designated personnel of **TARLAC MAC ENTERPRISES, INC.** bearing this instrument and a valid SSS ID. No. 02-2256108-3 issued at Angeles City, Pampanga. There of is deemed authorized to perform functions on behalf of the President/ CEO.


WITNESS the signature of the undersigned as such officer of the said **TARLAC MAC ENTERPRISES INC.** this _____ day NOV 29 2024, 2024.


ALVIN T. CHAN
Corporate Secretary

ACKNOWLEDGEMENT

SUBSCRIBED AND SWORN before me this _____ day of NOV 29 2024, 2024 affiant exhibited to me their Government Issued Identification Cards Indicated above their names with bearing their photograph and signature.

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Book No. XXXII
Series of 2024


Notary Public
ATTY. MARY GRACE KILAYA
Notary Public
Commission Serial 2022-974
Valid until December 31, 2024
Roll of Attorney No. 77809
BP No. 388094, 01/02/2024, Pampanga
PTR 2024 No. MC-2028437, 01/03/2024, Angeles City
MCLE Compliance No. VIII until April 14, 2025
Stall 18, Insurance Bldg., McArthur Hi-way
Sta. Domingo, Angeles City

Omnibus Sworn Statement

REPUBLIC OF THE PHILIPPINES)
CITY OF Angeles City S.S

AFFIDAVIT

I, **Edison A Dela Cruz**, of legal age, Single, **Filipino** and residing at **Brgy. Sapang Biabas, Mabalacat City, Pampanga** after having been duly sworn in accordance with law, do hereby depose and state that:

1. I am the duly authorized and designated representative of **Tarlac MAC Enterprises, Inc.** with office address at **1030 Mc Arthur highway San Nicolas Tarlac, City**.
2. I am granted full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for **Project Title: "Design, Supply, Delivery, and Installation of Air-Conditioning Units for the Multi Sports Gym for the National Academy of Sports (NAS) in New Clark City"** for **New Clark City, Capas, Tarlac** as shown in the attached of **Secretary Certificate**.
3. **Tarlac MAC Enterprises, Inc.** Is not **"blacklisted"** or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board; **by itself or by relation, membership, association, affiliation, or controlling interest with another blacklisted person or entity as defined and provided for in the Uniform Guidelines on Blacklisting;**
4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
5. **Tarlac MAC Enterprises, Inc.** is authorizing the Head of the Procuring Entity or its duly authorized representative(s) to verify all the documents submitted;
6. None of the officers and members of **Tarlac MAC Enterprises, Inc.** is related to the Head of the Procuring Entity, members of the Bids and Awards Committee (BAC), the Technical Working Group, and the BAC Secretariat, the head of the Project Management Office or the end- user unit, and the project consultants by consanguinity or affinity up to third civil degree.
7. **Tarlac MAC Enterprises, Inc.** complies with existing labor laws and standards; and
8. **Tarlac MAC Enterprises, Inc.** is aware of and has undertaken the following responsibilities as a bidder: which includes:
 - a) Carefully examine all of the Bidding Documents;
 - b) Acknowledging all conditions, local or otherwise, affecting the implementation of the contract;
 - c) Making an estimate of the facilities available and needed for the contract to be bid, if any; and
 - d) Inquiring or securing supplemental/bid bulletin(s) issued for the **Project Title: "Design, Supply, Delivery, and Installation of Air-Conditioning Units for the Multi Sports Gym for the National Academy of Sports (NAS) in New Clark City"**



9.) **Tarlac MAC Enterprises, Inc.** did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of government in relation to any procurement project or activity.


10.) In case advance payment was made or given, failure to perform or deliver any of the obligations and undertakings in the contract shall be sufficient grounds to constitute criminal liability for Swindling (Estafa) or the commission of fraud with unfaithfulness or abuse of confidence through misappropriating or converting any payment received by a person or entity under an obligation involving the duty to deliver certain goods or services, to the prejudice of the public and the government of the Philippines pursuant to Article 315 of Act No. 3815 s. 1930, as amended, or the Revised Penal Code.

IN WITNESS WHEREOF, I hereby affix my signature this 29 day of November 2024 at Henson St. Corner Jesus St. Lourdes North West, Angeles City, Pampanga, Philippines.


EDISON A. BELA CRUZ
Branch Account Executive
TARLAC MAC ENTERPRISES INC.

SUBSCRIBE AND SWORN TO before me this 29 day of November, 2024, by Angeles City who exhibited to me his official government agency-issued identification card, with SSS ID. No. 02-2256108-3 issued at SSS Angeles City, Pampanga.

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ATTY. MARY GRACE LAXA
Notary Public
Office No. 000-15813 2022-974
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