



Republic of the Philippines
METRO KIDAPAWAN WATER DISTRICT
Lanao, Kidapawan City
Tel nos. (064)577-1533, 577-1865, Fax no. (064) 572-5555
E-mail Address: metrokidapawan_wd@yahoo.com
Website: www.metrokidapawanwd.gov.ph
"Committed to Service, Development and Self-



ISO 9001:2015 Certified
Cert. No. 66478ISO

NTP # 2021-05-001

18 MAY 2021

3K'S INDUSTRIAL MAINTENANCE AND SERVICES, INC.

Km. 116 Purok Rambutan, Brgy. Paco
Kidapawan City

NOTICE TO PROCEED

Dear Sir/ Madame:

The attached Contract Agreement having been approved, notice is hereby given to **3K'S INDUSTRIAL MAINTENANCE AND SERVICES, INC.** that work may commence on the **Procurement of Civil Works for Construction of Lapaan Dam 3-(under NDRRMC Fund: Comprehensive Aid to Repair Earthquake Damage (CARED))**, effective upon receipt of this notice.

Upon receipt of this notice, you are responsible for performing the delivery of supply under the terms and conditions of the contract and in accordance with the implementation schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one copy and return the other to the Metro Kidapawan Water District.

Very truly yours,

STELLA M. GONZALES, MPS
General Manager

I acknowledge receipt of this Notice on
Name of the Representative of the Bidder:
Authorized Signature:

May 18, 2021
ARNOLD B. EMBODO, BOD PRESIDENT



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NOA # 2021-05-001

May 14, 2021

NOTICE OF AWARD

3K'S INDUSTRIAL MAINTENANCE AND SERVICES, INC.

Km. 116 Purok Rambutan, Brgy. Paco
Kidapawan City

Sir/ Madam:

Pleased be notified that the contract for **Procurement of Civil Works for Construction of Lapaan Dam 3-(under NDRRMC Fund: Comprehensive Aid to Repair Earthquake Damage (CARED))** has been awarded in your favor per MKWD BOD Resolution No. 105, series of 2021, dated May 12, 2021 in the amount of **Twenty Million Eight Hundred Sixty Six Thousand Pesos Only (PhP20,866,000.00)**.

Accordingly, to guarantee your faithful performance under the contract, please submit to us within a maximum period of ten (10) calendar days from receipt of this Notice of Award (NOA), a performance security posted in favor of the Metro Kidapawan Water District in accordance with the following schedule:

Form of Performance Security	Amount of Performance Security (Not less than the Percentage of the Total Contract Price)
(a) Cash or cashier's/manager's check issued by a Universal or Commercial Bank	Five percent (5%)
(b) Bank draft/guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank: Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank.	
(c) Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security	Thirty percent (30%)

Within the same ten (10) calendar-day period from receipt of this NOA and upon submission of the performance security, you or your duly authorized representative is also to sign and date the attached contract and return it to the MKWD Office of the General Manager. The posting of the performance security shall in no case later than the signing of the contract.

Failure to comply with the abovementioned requirement shall constitute sufficient ground for the annulment of this award and forfeiture of your bid security.

Very truly yours,



STELLA M. GONZALES, MPS
General Manager



Received by:



ARNOLD B. EMBODO

(Signature above Printed Name)

MAY 17, 2021 @ 2:00 pm

Date and Time



Reliance"Republic of the Philippines
METRO KIDAPAWAN WATER DISTRICT
Lanao, Kidapawan City

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CONTRACT AGREEMENT

PROCUREMENT OF CIVIL WORKS FOR CONSTRUCTION OF LAPAAN DAM 3- (UNDER NDRRMC FUND: COMPREHENSIVE AID TO REPAIR EARTHQUAKE DAMAGE (CARED))

THIS AGREEMENT, made this ___ day of MAY 17 2021 between
METRO KIDAPAWAN WATER DISTRICT and **3K'S INDUSTRIAL MAINTENANCE AND
SERVICES, INC.**

KNOW ALL MEN BY THESE PRESENTS:

METRO KIDAPAWAN WATER DISTRICT, a Government Owned and Controlled Corporation (GOCC) duly organized and existing under and by virtue of Presidential Decree No. 198, as amended, with office address at Lanao, Kidapawan City, represented by its General Manager, **STELLA M. GONZALES, MPS**, duly authorized for this purpose, hereinafter called the **ENTITY**.

And-

3K'S INDUSTRIAL MAINTENANCE AND SERVICES, INC., a duly organized and existing entity under and by virtue of the laws of the Republic of the Philippines, with office address **KM. 116 PUROK RAMBUTAN, BRGY. PACO, KIDAPAWAN CITY** represented by its BOD President, **ARNOLD B. EMBODO** and its duly authorized and designated representative, **JEFREY A. LAPATIS**, hereinafter called the **SUPPLIER**.

WITNESSETH:

WHEREAS, in response to the **ENTITY**'s Invitation to Bid, the **SUPPLIER** submitted its bid to the Procuring Entity to deliver **PROCUREMENT OF CIVIL WORKS FOR CONSTRUCTION OF LAPAAN DAM 3-(UNDER NDRRMC FUND: COMPREHENSIVE AID TO REPAIR EARTHQUAKE DAMAGE (CARED))** for **METRO KIDAPAWAN WATER DISTRICT**;

WHEREAS, the bid of the **SUPPLIER** was the **Single Calculated and Responsive Bid**;

WHEREAS, the **ENTITY** has awarded the Contract to the **SUPPLIER** at the price stipulated in its winning BID of **Twenty Million Eight Hundred Sixty Six Thousand Pesos Only (PhP20,866,000.00)** inclusive of taxes.

¹ Procurement of Civil works for construction of Lapaan Dam 3-(Under NDRRMC Fund: Comprehensive Aid To Repair Earthquake Damage (Cared))

WHEREAS, the **ENTITY** is desirous that the **SUPPLIER** executes the delivery of services and the **ENTITY** has accepted the Bid for **Twenty Million Eight Hundred Sixty Six Thousand Pesos Only (Php20,866,000.00)** by the **SUPPLIER** for the supply and delivery of such Goods 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) Supplier's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (e.g. bidder's response to clarifications on the bid), including corrections to the bid resulting from the Procuring Entity's bid evaluation;
 - (b) Schedule of Requirements;
 - (c) Technical Specifications;
 - (d) General Conditions of Contract;
 - (e) Special Conditions of Contract;
 - (f) Performance Security;
 - (g) Entity's Notice of Award; and
 - (h) Other contract documents that may be required by existing laws and/or the Entity.
3. In consideration of the payments to be made by the **ENTITY** to the **SUPPLIER** as hereinafter mentioned, the Supplier hereby covenants with the **ENTITY** to provide the goods and services and to remedy any defects therein in conformity with the provisions of this Contract in all respects.
4. The **ENTITY** hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the *Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.*
5. Delivery of services for procurement of Civil Works for construction of Lapaan Dam 3-(under NDRRMC Fund: Comprehensive Aid to Repair Earthquake Damage(CARED)) is



within **Three Hundred Sixty (360) days** upon receipt of Notice to Proceed.

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.

**METRO KIDAPAWAN
WATER DISTRICT**

By:

STELLA M. GONZALES, MPS
General Manager
METRO KIDAPAWAN
WATER DISTRICT

**3K'S INDUSTRIAL MAINTENANCE
AND SERVICES, INC.**

By:

ARNOLD B. EMBUDO

Owner/Proprietor/Manager/
Authorized Representative

SIGNED IN THE PRESENCE

WITNESS

WITNESS

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
KIDAPAWAN CITY) S.S

On this MAY 17 2021 day of _____ personally appeared before me **STELLA MARES GONZALES, MPS** with Community Tax Certificate No. **02203750** issued at KIDAPAWAN CITY on **January 13, 2021**, representing the Metro Kidapawan Water District and **ARNOLD B. EMBODO** with Community Tax Certificate No. _____ issued at _____ on _____, representing **3K'S INDUSTRIAL MAINTENANCE AND SERVICES, INC.**, both known to be the same persons who executed the foregoing instrument and they acknowledge to me that the same is their free act and voluntary deed and the true and voluntary act the entities they respectively represent.

This Contract consists of four (4) pages including the one on which this acknowledgement is written, all of which have been signed by the parties and their instrumental witnesses.

IN WITNESS WHERE OF, I have hereunto affixed my signature and my official seal on the date and place first written above.

Doc. No. 227;
Page No. 46;
Book No. 103;
Series of 2021

ROMEGILDO B. ALOCELA JR.
Roll of Attorney's No. 40, 449
Notary Public until December 31, 2021
Tin No. 198 - 097 - 648
PTR NO. 2325308/01 - 06 - 21 Kidapawan City
IBP NO. 153221/01 - 15 - 21, North Cotabato Chapter
MCLE Compliance No. VI - 0029041 valid until April 14, 2022