




Republic of the Philippines
Department of Education
 REGION XIII – CARAGA
 SCHOOLS DIVISION OFFICE OF SURIGAO CITY

CONTRACT AGREEMENT
 (CONTRACT NO. FY-2023-GOODS-023)


KNOW ALL MEN BY THESE PRESENTS:

This instrument was made and executed by and between

BIOLOGIC SYSTEMS COMPUTER CENTER, an establishment duly organized and registered under Philippine laws, with principal office address in Magallanes St., Surigao City, hereinafter called the FIRST PARTY, and represented by FERDINAND P. SEMBRANO as its authorized representative, a Filipino, of legal age, and a resident of the Philippines; and


 Witness
 ANTON KUTAYO
 BIOLOGIC SYSTEMS COMPUTER CENTER

DEPARTMENT OF EDUCATION – SURIGAO CITY DIVISION, a government agency duly constituted under the law and with address at M. Ortiz Street, Brgy. Washington, Surigao City, hereinafter called the SECOND PARTY, and duly represented by MARILOU B. DEDUMO, PhD, CESO VI, Filipino, of legal age, married, and a resident of Socorro, Surigao del Norte, Philippines, in her official capacity as the Schools Division Superintendent of the Second Party;


 FERDINAND P. SEMBRANO
 Authorized Representative
 BIOLOGIC SYSTEMS COMPUTER CENTER

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

WHEREAS, the FIRST PARTY is a duly organized private company, which was verified and validated to be the bidder with the lowest calculated and responsive bid in the procurement for the PROCUREMENT OF RBI AND TVBI PERIPHERALS FOR THE PROVISION OF LEARNING RESOURCES TO KINDER TO GRADE 12 LEARNERS (LOT 2) hereinafter called THE PROJECT;

WHEREAS, the SECOND PARTY is the procuring entity and recipient of the aforementioned procurement;


 LAILA F. DANAQUE, EdD, CESO VI
 Assistant Schools Division Superintendent

WHEREAS, after having undergone and complied with all the requirements and procedures mandated under R.A. 9184 and all other pertinent laws, rules, and regulations in government procurement, the parties herein contract to proceed with THE PROJECT;

NOW, THEREFORE, for and in the total consideration of FIVE MILLION ONE HUNDRED NINE THOUSAND FIVE HUNDRED THIRTY EIGHT PESOS AND EIGHTY CENTAVOS (PHP 5,109,538.80), the FIRST PARTY hereby contracts to carry out THE PROJECT in favor of the SECOND PARTY, under the following terms and conditions, to wit:


 MARILOU B. DEDUMO, PhD, CESO V
 Schools Division Superintendent

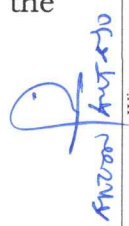
1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, *viz.*:

- a. Philippine Bidding Documents (PBDs);
 - 1. Schedule of Requirements;
 - 2. Technical Specifications;
 - 3. General and Special Conditions of Contract; and
 - 4. Supplemental or Bid Bulletins, if any
- b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

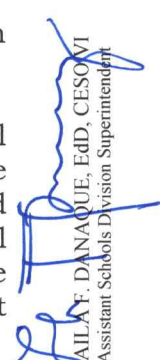
Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- c. Performance Security;
- d. Notice of Award of Contract; and the Bidder's conforme thereto; and
- e. 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 FIVE MILLION ONE HUNDRED NINE THOUSAND FIVE HUNDRED THIRTY EIGHT PESOS AND EIGHTY CENTAVOS (PHP 5,109,538.80) or such other sums as may be ascertained, the FIRST PARTY agrees to perform the obligations in accordance with his/her/its Bid.
- 4. The SECOND PARTY agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
- 5. That the FIRST PARTY shall accomplish THE PROJECT, which obligation shall include the execution of the pertinent contracts and the signing of the procurement-related documents, the processing of all the necessary papers and documentation to warrant the delivery of the said goods/services, and the actual delivery itself of the procured goods within the stipulated period and following the Activity Design, Project Specifications, and Bill of Quantities of this procurement project;
- 6. That, for purposes of clarity, the object of procurement refers to the items listed in Purchase Order No. 2023-04-198.
- 7. That the said delivery of goods/services must be completed and received by the SECOND PARTY within ninety (90) days from the receipt of the Notice to Proceed; provided that should there be extensions needed, the same must be effected with a written request from the FIRST PARTY, written consent from the SECOND PARTY, and for the application of all pertinent consequences as provided under R.A. 9184 and all other pertinent laws, rules and regulations in government procurement;


 Witness
 BIOLOGIC SYSTEMS COMPUTER CENTER

FERDINAND P. SEMBRANO
 Authorized Representative
 BIOLOGIC SYSTEMS COMPUTER CENTER


 LAILA F. DANAQUE, EdD, CESO VI
 Assistant Schools Division Superintendent

MARILOU B. DIDUMO, PhD, CESO V
 Schools Division Superintendent

8. That the stipulated consideration is inclusive of taxes allowed by law to be withheld by the SECOND PARTY;
9. That, notwithstanding full payment of the stipulated consideration, the FIRST PARTY shall still undertake to post the applicable warranty bond and to fulfill the warranties subject to proper handling and storage by the SECOND PARTY as provided under the law and R.A. 9184 and all other pertinent laws, rules, and regulations in government procurement, such that if within the warranty period there would arise defects on the goods procured such as manufacturing defects and other defects before the delivery of the goods, the same must be remedied by the FIRST PARTY as mandated and stipulated; otherwise, redress and proper actions shall be instituted against the FIRST PARTY. Thus, for purposes of this particular procurement, both parties agree that the SECOND PARTY has thirty days (30) days from actual receipt of the procured goods to demand redress/replacement due to hidden defects, especially since the quality cannot be immediately ascertained unless the boxes or packings are opened, and three hundred sixty-five (365) days for the repair of factory defects after the replacement period;
10. That, in case of failure to make the full delivery within the time specified above, a penalty of one-tenth (1 / 10) of one percent of the cost of the unperformed portion of the works for every day of delay shall be imposed; and

IN WITNESS whereof the parties hereto have caused this Agreement to be executed under Contract No. FY-2023-GOODS-023, this June 26, 2023, at Surigao City, Surigao del Norte, Philippines.

Signed, sealed, delivered by LAILA F. DANAQUE, EdD, CESO VI, the BAC Chairperson for Department of Education, Division of Surigao City.

Signed, sealed, delivered by FERDINAND P. SEMBRANO the Authorized Representative for BIOLOGIC SYSTEMS COMPUTER CENTER.

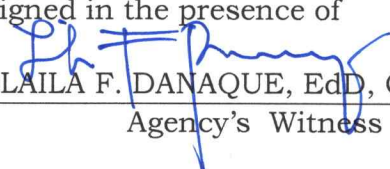
Binding Signature of PROCURING ENTITY


MARILOU B. DEDUMO, PhD, CESO V
Schools Division Superintendent
for:
Department of Education
Schools Division Office of Surigao City
CTC No. _____
Issued on _____
Issued at _____

Binding Signature of CONTRACTOR

FERDINAND P. SEMBRANO
Authorized Representative
for:
BIOLOGIC SYSTEMS COMPUTER CENTER
Magallanes St., Surigao City
CTC No. _____
Issued on _____
Issued at _____

Signed in the presence of


LAILA F. DANAQUE, EdD, CESO VI and
Agency's Witness


Contractor's Witness

ALLOTMENT AVAILABLE:
SARO NO. _____
DATE: _____


JANICE E. NAIG
Budget Officer


ACKNOWLEDGEMENT

Republic of the Philippines)
City of Surigao) S.C.

BEFORE ME, this _____ in the City of Surigao, Philippines, personally appeared MARILOU B. DEDUMO, PhD, CESO V and FERDINAND P. SEMBRANO with their respective Community Tax Certificates, the particulars of which are as above written, known to me by the same persons who executed the foregoing instrument consisting of four (4) pages including the page on which this Acknowledgement is written and they confirmed and acknowledged to me that the same is their free act and voluntary deed and that of the agency which they respectively represent.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day, year and place above written.

Doc. No. 166
Page No. 34
Book No. CXXVII
Series of 2023


NOTARY PUBLIC
IGNACIO P. MOLETA
NOTARY PUBLIC
UNTIL DECEMBER 31, 2024
PTR NO. 6655001 JAN. 11, 2023 SI
ROLL NO. 27600
MGL COMPLIANCE NO. VI-0020463
VALID UNTIL APRIL 12, 2025



Republic of the Philippines
Department of Education
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 SCHOOLS DIVISION OFFICE OF SURIGAO CITY

PURCHASE ORDER

Supplier: BIOLOGIC SYSTEMS COMPUTER CENTER	P.O. NO.: 2023-04-198
Address: Magallanes St., Surigao City	Date: 1-May-2023
TIN : VAT / 148-338-292-002	Mode of Procurement: Public Bidding
Purpose: PROCUREMENT OF RBI AND TVBI PERIPHERALS FOR THE PROVISION OF LEARNING RESOURCES TO KINDER TO GRADE 12 LEARNERS (LOT 2)	
Focal: VENUS M. ALBORUTO, PhD (Education Program Supervisor)	
Gentlemen: Please furnish this office the following articles subject to the terms and conditions contained herein:	
Place of Delivery: Surigao City Division Office	Delivery Term: 90 day/s (DDP)
Date of Delivery : 8-May-2023	Payment Term: 30 days

Item No.	Unit	Descriptions	Quantity	Unit Cost	Amount
		LOT 2			-
1	set	DESKTOP PERSONAL COMPUTER (PC), SYSTEM UNIT ONLY Branded, Capable of speedy High Quality Video - Audio Presentation editing, rendering, and delivery of digital files to storage devices like USB Flashdrive, microSD Memory Card, externally plugged in solid state drive (SSD) storage, and Externally plugged in hard disk drives; capable of delivering digital output via online to different social media and advocacy platforms; Fiber Glass/Transparent Casing, Core i7 Processor ,10th Generation or higher, 8 core, capable of at least 3.8 GHz base processor frequency and upgradable to 5.0 or higher Motherboard that can support DDR4 RAM, m.2 PCIe NVMe SSD, NVIDIA Graphics Cards, Equiped at least 32GB RAM (16GB x 2) 2666MHz per RAM, 750W PSU (Power Supply) Compatible to the MotherBoard	1	83,880.00	83,880.00
2	set	DESKTOP MEMORY m.2 PCIe NVMe SSD, 1 Terabyte	1	10,200.00	10,200.00
3	set	GRAPHICS CARD 3060TI Interface: PCI Express® Gen 4, Cores: 3584 Units, Core Clocks: Boost: 1837 MHz, Memory Speed: 15 Gbps, Memory: 12GB GDDR6, Memory Bus: 192-bit, Output: DisplayPort x 3 (v1.4a), HDMI x 1 (Supports 4K@120Hz as specified in HDMI 2.1), HDCP Support: Y, Power consumption: 170 W, Power connectors: 8-pin x1 / 6-pin x1	1	32,280.00	32,280.00



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Item No.	Unit	Descriptions	Quantity	Unit Cost	Amount
4	set	DESKTOP MONITOR Size: 27", Pixel Type: IPS, Max Refresh Rate: 170 Hz, Variable Refresh Rate: Yes, Native Resolution: 2560 x 1440	1	19,198.80	19,198.80
5	set	DESKTOP ACCESSORIES Wired Keyboard, Desktop Mouse, 220V AVR, Uninterrupted Power Supply (UPS) (Wattage: 420w, Voltage: 220 VAC, Voltage Range: 162-270 VAC, Frequency Range: 60 Hz)	1	3,780.00	3,780.00
6	set	LAPTOP FOR VIDEO EDITING, Branded, Intel Core i5-1235U Processor or higher, 8GB LPDDR4x Memory, 512GB M.2 PCIe NVMe Solid State Drive internal storage, 14.0 inch screen size, 3-cell Lithium Ion (Li-Ion) battery, Touch screen capability Built-in Camera; AI noise-cancellation, with Windows 10 and a FREE upgrade to Windows 11 (when available1) with free mouse	11	59,880.00	658,680.00
7	set	PROJECTOR High quality, branded, 4,000 lumens of color and white brightness Native WXGA resolution and 16:10 aspect ratio, Long lamp life up to 17,000 hours in ECO Mode4, Built-in Moderator function2 for easy sharing, Advanced network connectivity	1	45,480.00	45,480.00
8	package	FILMORA EDITING SOFTWARE Perpetual Plan	1	65,400.00	65,400.00
9	set	55-INCH SMART TV Processor: Quad Core Processor 4K; OS: WebOS; Resolution: 3840 x 2160 p; Audio: Speaker (Sound Output) 20W (10W per channel), Bluetooth Easy Pairing; Wired and Bluetooth Speaker Compatible; with Network File Browser; with Optical Digital Audio Out; Connectivity: WiFi, Screen Share/Cast, HDMI, Video, USB; with Voice Control; Power Supply: AC100~240V, 50-60Hz; with Energy Saving Mode according to Energy Standards; with Illuminance Green Sensor; with Free wall bracket;	125	33,480.00	4,185,000.00



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Date of Delivery : 8-May-2023		Payment Term: 30 days			
Item No.	Unit	Descriptions	Quantity	Unit Cost	Amount
10	set	COMPUTER TABLE Wooden, high quality	1	5,640.00	5,640.00
Total Amount in Words: FIVE MILLION ONE HUNDRED NINE THOUSAND FIVE HUNDRED THIRTY EIGHT PESOS AND EIGHTY CENTAVOS					5,109,538.80
In case of failure to make the full delivery within the time specified above, a penalty of one-tenth (1/10) of one percent for every day of delay shall be imposed.					
Conforme:			Very truly yours,		
 Signature over Printed Name of Supplier Date: _____			 MARILOU B. DEDUMO, PhD, CESO V Schools Division Superintendent		
Fund Cluster: _____			ORS/BURS No.: _____		
Funds Available: _____			Date of the ORS/BURS: _____		
KRISNA BESS D. EDERA Accountant III			Amount: _____		