

CONTRACT AGREEMENT

CONSULTING SERVICES FOR THE NEW CLARK CITY WEBSITE HOSTING AND MAINTENANCE

This **CONTRACT** is executed between:

The **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 address at the BCDA Corporate Center, 2/F Bonifacio Technology Center, 31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City, represented herein by its Officer-In-Charge of the Office of the President and CEO, **ARISTOTLE B. BATUHAN**, duly authorized for this purpose under Board Resolution No. 2021-11-139 which was issued by the BCDA Board on 5 November 2021, a copy of which is hereto attached as **Annex "A"**, hereinafter referred to as "**BCDA**";

- and -

The **THINKBIT SOLUTIONS PHILIPPINES, INC.**, a private corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at (*address of the consulting firm*), represented herein by its Director, **LORD CHRISTIAN GOSINGTIAN**, duly authorized for this purpose as evidenced by a *Secretary's Certificate* dated 14 September 2021, a copy of which is hereto attached as **Annex "B"**, hereinafter referred to as "**Consultant**".

(BCDA and Consultant shall hereinafter be referred to, individually, as Party or, collectively, as Parties.)

ANTECEDENTS

Republic Act (RA) No. 7227, as amended by Republic Act No. 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 extension, 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.

In 2021, the BCDA launched the New Clark City website (www.newclark.ph) which aims to promote New Clark City as a prime business, lifestyle and sports destination in the country. Currently, the website serves as a marketing and communications platform for interested parties who would want to locate or set up their business or hold events in New Clark City. Further, the website promotes ongoing as well as upcoming developments in the area, with the end-goal of attracting investments to come to New Clark City, creating jobs for the Filipino people by generating economic activities to Central Luzon and boosting the Philippine economy.

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With the fast transition of technology, BCDA found the need to maintain and improve the current New Clark City Website. A content management system has been put in place as part of the component of the website which would assist in keeping the content updated and relevant, thus adding more value to the website. The maintenance of the website shall be required to keep the website framework up-to-date and reduce the potential of security compromise.

In compliance with Annex "H" of RA 9184, which is the Consolidated Guidelines for the Alternative Methods of Procurement, BCDA's Investment Promotion and Marketing Department (IPMD) sought the authority from the Bids and Awards Committee for Consultancy (BAC-C)'s authority to procure the consultancy services for the website hosting and maintenance. A copy of the BAC-C Resolution No. 25 is hereto annexed as Annex "C" A Request for Proposal (RFP) was sent to three (3) consultants of known qualifications. The said RFP was also posted at the websites of PhilGEPS and BCDA. After thorough evaluation, validation and verification of the proposals submitted, it was found that the Consultant is competent and qualified to provide the consultancy services required by BCDA.

BCDA is desirous that the Consultant perform the hosting and maintenance of the New Clark City website (hereinafter called the "Project") and thus, BCDA has accepted the proposal for **Eight Hundred Seventy-Three Thousand and Forty Pesos (PHP 873,040.00)** by the Consultant for the execution and completion of such Consulting Services and the remedying of any defects therein.

ACCORDINGLY, for and in consideration of the foregoing premises, and in accordance with the stipulations and conditions hereinafter stated, the Parties hereby agree and bind themselves to the following:

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 part of this Agreement, to wit:
 - (a) General and Special Conditions of the Contract;
 - (b) Terms of Reference;
 - (c) Service Level Agreement
 - (d) Request for Proposal;
 - (e) Bid forms;
 - (f) Eligibility requirements, documents and/or statements;
 - (g) Performance Security (not applicable for Small Value Procurement); and
 - (h) Notice of Award of Contract and the Bidder's conforme thereto;
3. In consideration of the full and satisfactory performance of the services rendered by the Consultant, BCDA shall pay the Consultant the Total Contract Price of **Eight Hundred Seventy-Three Thousand and Forty Pesos (PHP 873,040.00)**, inclusive of applicable taxes and fees.

Agreed
by


Ind. G. J. J. J.

4. In consideration of the payments to be made by the BCDA to the Consultant as hereinafter mentioned, the Consultant hereby covenants with the BCDA to execute and complete the Consulting Services and remedy any defects therein in conformity with the provisions of this Agreement in all respects.
5. The BCDA hereby covenants to pay the Consultant in consideration of the execution and completion of the Consulting Services, the full amount of **Eight Hundred Seventy-Three Thousand and Forty Pesos (PHP 873,040.00)** seven (7) days upon receipt by the Consultant of the Certificate of Completion and Acceptance of the Final Report from BCDA.

SIGNED BY THE PARTIES on 10 December 2021 in Taguig City, Philippines.

**BASES CONVERSION AND
DEVELOPMENT AUTHORITY**

By:


ARISTOTLE B. BATUHAN *ms*
Officer-In-Charge
Office of the President
and Chief Executive Officer

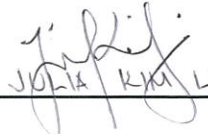
**THINKBIT SOLUTIONS
PHILIPPINES, INC.**

By:


LORD CHRISTIAN GOSINGTIAN
Director

Signed in the presence of:


MICHELLE SAN JUAN-DE VERA
Officer-In-Charge
Investment Promotions
and Marketing Department



JULIA R. LI



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
ARISTOTLE B. BATUHAN	Passport	/	Department of Foreign Affairs,
LORD CHRISTIAN O. GOSINGTIAN	Passport	/	Department of Foreign Affairs,

who are known to me to be the same persons who executed the foregoing Consulting Services Contract and acknowledged to me that the same is their free and voluntary act and deed, as well as of the entities herein represented.

SIGNED AND SEALED on 10 DEC 2021 in Taguig City, Philippines.

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Book no. 1
Series of 2021.


FERNANDO T. GALLARDO JR.
Notary Public for Taguig City, Philippines
2F BTC, 31st Street, BGC, Taguig City, 1634
Notarial Commission valid until 31 December 2021
PTR No. A-4751331 / Taguig City / 02 January 2020
IBP Life Member Roll No. 00365 / 19 July 1995
Attorney's Roll No. 38060 / 10 June 1992
MCLE Compliance No. VI-0002717/25 October 2017