



## CONTRACT AGREEMENT

THIS AGREEMENT, made this August 29, 2023 between CITY GOVERNMENT OF CALAPAN, New City Hall, Guinobatan, Calapan City, Oriental Mindoro (hereinafter called the "Entity") and BANAYAD CONSTRUCTION SERVICES, Brgy. Maligaya, Gloria, Oriental Mindoro. (hereinafter called the "Contractor").

WHEREAS, the CITY GOVERNMENT OF CALAPAN is desirous that Contractor execute CONSTRUCTION / REHABILITATION OF DRAINAGE CANAL, SAN AGUSTIN, SALES ST., MALALUAN ST., GONZALES ST., SAN VICENTE NORTH, CALAPAN CITY with Contract No. CGC-CY2023-33-0825 (hereinafter called "the Works") and the CITY has accepted the Bid for ONE MILLION NINE HUNDRED NINETY SIX THOUSAND FIVE HUNDRED EIGHTEEN PESOS (P 1,996,518.00) by Contractor 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 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 part of this Agreement, viz.:

a. Philippine Bidding Documents (PBDs);

- i. Drawings/Plans;
- ii. Specifications;
- iii. Bill of Quantities;
- iv. General and Special Conditions of Contract;
- v. 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 of the payment to be made by the CITY to the CONTRACTOR as hereinafter mentioned, the CONTRACTOR hereby covenants with the CITY, to execute, complete and remedy any defects in conformity with the provisions of this

CITY ACCOUNTANT:

EDGARDO C. BASILAN

CITY ADMINISTRATOR:

REY MUNDAL F. DESAM

CONTRACTOR:

MR. ALDRICH WARREN B. TANUNLIONG

CITY MAYOR:

MARILOU F. MORILLO