

Proposed Construction of the 21st Century Classroom Building at USTP-Villanueva Campus (Phase 1)

CONTRACT AGREEMENT

THIS AGREEMENT, made this 13th day of December, 2022 between *University of Science and Technology of Southern Philippines (USTP) – CDO Campus, with office address at C.M. Recto Ave., Lapanan, Cagayan de Oro City* (hereinafter called the “Entity”) and *Primax Konstruct, Inc., P-6 Poblacion, Lantapan, Bukidnon* (hereinafter called the “Contractor”).

WHEREAS, the Entity is desirous that the Contractor execute *Proposed Construction of the 21st Century Classroom Building at USTP-Villanueva Campus (Phase 1) (Contract No. USTP-IFPB-08-2022-1250-023)* (hereinafter called “the Works”) and the Entity has accepted the Bid for **NINETEEN MILLION NINE HUNDRED TWENTY-NINE THOUSAND FIVE HUNDRED NINETY-EIGHT PESOS AND 13/100 ONLY (P19,929,598.13)** with a C.A. No. 22-12-0004 by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

WHEREAS, the Works are further described as follows:

ITEM NO.	DESCRIPTION	QTY	UNIT	UNIT COST	TOTAL COST
A. GENERAL REQUIREMENTS					
A.1.1	Permits and Clearances (including Legworks, Payments, Processing, Signing, Sealing and Designing Analysis for Geodetic, Electrical, Plumbing, Fire Protection, Mechanical, and Electronics)	1.00	l.s.	208,333.34	208,333.34
A.1.2	Facilities for Engineers (Field Office, 3 pcs Office Table, and 3 pcs Office chairs)	1.00	l.s.	45,000.00	45,000.00
B.9	Mobilization and Demobilization (including G.I. Sheet Rib - Type Board - Up)	1.00	l.s.	78,676.00	78,676.00
B.7	Occupational Safety and Health	1.00	l.s.	27,000.00	27,000.00
B.5	Project Billboard	2.00	each	5,000.00	10,000.00
B. EARTHWORKS					
803 (1)a	Structure Excavation(common soil)	1,323.18	cu.m.	300.00	396,954.00

804 (1)b	Embankment from Common Borrow by Equipment	1,383.73	cu.m	300.00	415,119.00
1000 (1)	Soil Poisoning	30.18	Liters	200.00	6,036.00
C. STRUCTURAL WORKS					
901(1)	Lean Concrete	50.20	cu.m.	4,500.00	225,899.99
1034 (1)	Damp Proofing (Polyethylene Sheet)	466.00	sq.m.	350.00	163,099.99
902 (1)b	Reinforcing Steel of Reinforced Concrete Structures (Deformed)	71,311.74	kgs	95.00	6,774,615.30
903(2)	Formworks and Falseworks	1,583.05	sq.m.	600.00	949,830.00
900 (1)a1	Structural Concrete	495.32	cu.m.	8,500.00	4,210,219.99
1047 (2)a	Structural - Rafter	205.83	kg	150.00	30,874.50
1047 (2)b	C - Purlins	412.20	kg	150.07	61,830.00
D. ARCHITECTURAL WORKS					
1014	0.5mm thick Pre-painted Rib Type long span Metal Sheet Roofing	106.00	sq.m.	800.00	84,800.00
1046 (1)	150mm thk. CHB Non-Load Bearing for Exterior Walls (including reinforcing steel)	948.75	sq.m.	1,300.00	1,233,375.00
1046 (2)	100mm thk. CHB Non-Load Bearing for Interior Walls (including reinforcing steel)	326.38	sq.m.	1,200.00	391,656.01
1027	Cement Plaster Finish 1/2"thk Plain cement plastering both faces	1,885.80	sq.m	350.00	660,030.00
1046 (3)	Drywall Partition on Metal Studs and 6mm thick Ficemboard	40.15	sq.m.	1,500.00	60,225.00
1032 (1)a	Painting Works (masonry/concrete)	942.89	sq.m.	300.00	282,867.00
1032 (1)b	Painting Works (Fibercement Board)	40.15	sq.m.	300.00	12,045.00
1016 (1)b	Liquid Water Proofing (CEMENTITIOUS)	31.28	sq.m.	650.00	20,332.00
1021 (3)b	Smooth Trowelled Finished Concrete Flooring	494.20	sq.m.	150.00	74,130.00

1003 (1)a3	Fascia (12mm thick Fiber Cement on Metal Frames)	27.10	sq.m.	1,200.00	32,520.00
1018	Unglazed Tiles	31.30	sq.m.	1,600.00	50,080.00
1018 (8)	Counter with Complete Accessories	4.02	sq.m.	5,000.00	20,100.00
1002 (18)	Stainless Steel Grab Bar, 40mm diameter	12.00	l.m	1,500.00	17,999.99
1009 (1)a	Jalousie Window (complete accessories)	33.60	sq.m.	3,500.00	117,600.00
1010 (2)b	Wooded Panel Door (complete accesories)	39.45	sq.m.	5,000.00	197,250.00
1012 (1)	Tempered Glass Door 12mmthk (complete accessories)	2.10	sq.m.	20,000.00	42,000.00
1002 (20)	Facial Mirror	3.08	sq.m	3,000.00	9,240.00
1012 (7)	Glass and Glazing in Powder Coated Aluminum Frames combination of Fixed and Awning Windows	11.68	sq.m.	4,500.00	52,560.01
E. ELECTRICAL WORKS					
1100 (6)	20mmØ - 32mmØ Polyvinyl Chloride (PVC) Pipes	375.00	length	300.00	112,449.99
1100 (7)	50mmØ to 63mmØ Polyvinyl Chloride (PVC) Pipes	31.00	length	600.00	18,599.99
1100 (8)	90mmØ Polyvinyl Chloride (PVC) Pipes	176.00	length	900.00	158,400.01
1100 (9)	PVC/RSC/IMC/EMT Conduit Fittings	1.00	l.s	50,000.00	50,000.00
1100 (11)	Junction/ Utility/ Pull/ Square Box	1.00	l.s	50,000.00	50,000.00
1101 (1)a	3.5 mm ² THHN/THWN Stranded Copper Wire	2,640.00	m	30.00	79,200.00
1101 (1)b	8.0mm ² , 14.0mm ² , and 22.0mm ² THW Grounding Copper Wire	78.00	m	300.00	23,400.00
1101 (1)c	38.0mm ² THHN/THWN Stranded Copper Wire	110.00	m	300.00	33,000.00
1101 (1)d	60.0 mm ² THHN/THWN Stranded Copper Wire	72.00	m	600.00	43,199.99
1101 (1)e	100 mm ² THHN/THWN Stranded Copper Wire	93.00	m	1,200.00	111,600.00

1102 (1)a	Main Circuit Breaker (MCB), 300AT	1.00	set	100,000.00	100,000.00
1102 (1)b	Panel Board with Main Breakers and Branches (PBGF,MPGF)	2.00	set	75,000.00	150,000.00
1102 (1)e	Service Entrance, First private pole, XLPE Wires, Concrete Pedestal, including all necessary accessories	1.00	l.s.	300,000.00	300,000.00
1101 (15)	Duplex Outlets / Simplex Outlets / Duplex Floor Convenience Outlet	106.00	pcs	1,500.00	159,000.00
1101 (33)	Lighting Switches	35.00	pcs	1,000.00	35,000.00
1103 (1)	Lighting Fixtures (including emergency lights)	144.00	pcs	3,000.00	432,000.00
1109 (5)	Electrical Ductbank	1.00	l.s.	50,000.00	50,000.00
F. PLUMBING AND SANITARY WORKS					
1001 (1)a	50mmØ - 150mmØ PVC Pipe, Series 1000	240.00	m	500.00	120,000.00
1001 (1)b	PVC Fittings, Series 1000	1.00	l.s.	70,000.01	70,000.01
1002 (2)a	25mmØ - 63mmØ Polypropylene Random Copolymer (PPR-C) Pipes, PN20	17.00	pcs	1,500.00	25,500.01
1002 (2)b	Polypropylene Random Copolymer (PPR-C) Fittings - (all fittings necessary to complete the works to its intended purposes)	1.00	ls	50,000.00	50,000.00
1002 (21)	Water Meter and Valves (Check / Gate / Foot / Float)	3.00	pcs	5,000.00	15,000.00
1002 (6)	Urinal	3.00	set	5,000.00	15,000.00
1002 (14)	Lavatory with Complete Accessories	5.00	set	5,000.00	25,000.00
1002 (16)	Floor Drain	8.00	set	500.00	4,000.00
1002 (16)a	Roof Drain / Deck Drain	17.00	set	500.00	8,500.00
1002 (16)b	Floor Cleanout	8.00	set	1,000.00	8,000.00

1002 (17)	Hose Bibb / Faucet	2.00	set	1,500.00	3,000.00
1002 (5)	Water Closet with Complete Accessories	4.00	set	7,500.00	30,000.00
1001 (5)	Catch Basin	11.00	set	3,000.00	33,000.00
1001 (1)b2	200mmØ Concrete Pipe	68.00	m	800.00	54,400.00
1001 (6)	Temporary Septic Tank for Phase 1	1.00	l.s	50,000.00	50,000.00
1001 (7)	Deepwell (including Water Pump)	1.00	l.s.	550,000.00	550,000.00
TOTAL PROJECT COST					19,929,598.13

WHEREAS, the Works comprised in this Contract shall be completed within *THREE HUNDRED FIVE (305) CALENDAR DAYS*, in accordance with the provisions of the bid documents.

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;
 - 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 *NINETEEN MILLION NINE HUNDRED TWENTY-NINE THOUSAND FIVE HUNDRED NINETY-EIGHT PESOS AND 13/100 ONLY (P19,929,598.13)* or such other sums as may be ascertained, *Primax Konstruct, Inc.* agrees to *Construction of the 21st Century Classroom Building at USTP-Villanueva Campus (Phase 1)* in accordance with his/her/its Bid.
4. The *USTP-CDO* agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

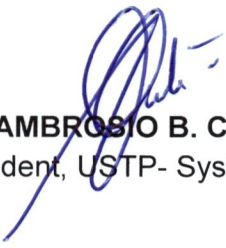
**UNIVERSITY OF SCIENCE AND
TECHNOLOGY OF SOUTHERN
PHILIPPINES (USTP) – CDO Campus**

PRIMAX KONSTRUCT, INC.

ENTITY

CONTRACTOR

By:


DR. AMBROSIO B. CULTURA, II
President, USTP- System 

By:


MR. DAX REY D. CAHANAP
Authorized Representative

Certified as to Availability of Funds:


MS. CHERRY ANN S. VILLARTE,
Accountant III

REPUBLIC OF THE PHILIPPINES)
CITY OF CAGAYAN DE ORO) S.S.

ACKNOWLEDGMENT

BEFORE ME this 22nd day of December, 2022, in the City of Cagayan de Oro, personally appeared DR. AMBROSIO B. CULTURA, II and MR. DAX REY D. CAHANAP, with the following proofs of identity:

DR. AMBROSIO B. CULTURA, II : PRC ID NO. 0003037
MR. DAX REY D. CAHANAP : K02-16-013424

issued by official agency to establish their respective identities as very same persons who executed the above Contract Agreement, known to me and known to be the same persons who executed the foregoing agreement and acknowledged to me that the same is their free and voluntary act and deed as well as the free and voluntary act and deed of the entities they respectively represent.

This instrument consisting of seven (7) pages including the page wherein this acknowledgment is written has been signed by the parties and their instrumental witnesses at the left-hand margin of each and every page and sealed with my notarial seal.

WITNESS MY HAND AND SEAL on the date and at the place first above written.

NOTARY PUBLIC

JESUS CARLO JOENIL A. QUIRAP

Notary Public until 12/31/2022 (CDO & Mis. Or.)

Roll No. 72620 / NC No. 2021-73

PTR No. 5161019A/ CDO /12/22/2021 (for 2022)

IBP OR No. 168279 / 12/18/2021 (for 2022)

MCLE Compliance No. VII - 0000849

TIN: 311-889-778

Doc. No. 328
Page No. 67
Book No. XII
Series of 2022.