

Proposed Construction of Student Study Shed 2 at USTP-CDO Campus

CONTRACT AGREEMENT

THIS AGREEMENT, made this 16th day of December, 2022 between *University of Science and Technology of Southern Philippines (USTP) – CDO Campus, with office address at C.M. Recto Ave., Lapasan, Cagayan de Oro City* (hereinafter called the “Entity”) and *JDE Construction, Zone 8, Brgy. Poblacion, El Salvador, Misamis Oriental* (hereinafter called the “Contractor”).

WHEREAS, the Entity is desirous that the Contractor execute *Proposed Construction of Student Study Shed 2 at USTP-CDO Campus (Contract No. USTP-IFPB-09-2022-1276-061)* (hereinafter called “the Works”) and the Entity has accepted the Bid for *TWO MILLION TWO HUNDRED THIRTY-THREE THOUSAND FIVE HUNDRED FORTY-ONE PESOS AND 41/100 ONLY (P2,233,541.41)* with a C.A. No. 22-12-0006 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
1.0	Mobilization and Demobilization	1.00	lot	5,040.00	5,040.00
2.0	Demolition Works	1.00	lot	12,388.95	12,388.95
3.0	Earthworks				
3.1	Excavation (Refer to the Plan)	24.00	cu.m	1,761.94	42,286.65
3.2	Backfilling & Compaction	36.17	cu.m	1,233.90	77,945.33
4.0	Reinforcement Works	729.10	kgs	74.33	54,193.81
5.0	Formworks	1.00	lot	36,858.94	36,858.94
6.0	Concrete Works	28.47	cu.m	7,734.45	220,199.70
7.0	Scaffolding Works	1.00	lot	31,515.75	31,515.75
8.0	Steel Works				
8.1	Steel Column	488.95	kgs	277.85	135,855.83
8.2	Steel Roof Framing	1,153.45	kgs	149.15	172,038.56

8.3	Steel Bench 1	1.00	lot	336,530.25	336,530.25
8.4	Steel Bench 2	1.00	lot	231,791.70	231,791.70
8.5	Steel Grating	80.00	lm	1,254.89	100,391.55
9.0	Roofing Works	354.67	sq.m.	711.84	252,467.72
10.0	Plumbing Works	1.00	lot	95,489.75	95,489.75
11.0	Painting Works	368.16	sq.m.	363.50	133,827.23
12.0	Electrical Works	1.00	lot	80,021.03	80,021.03
13.0	Electronics Works	1.00	lot	55,973.66	55,973.66
14.0	Site Clearing	1.00	lot	22,616.48	22,616.48
TOTAL PROJECT COST					2,097,432.88

WHEREAS, the Works comprised in this Contract shall be completed within *ONE HUNDRED TWENTY (120) 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 *TWO MILLION TWO HUNDRED THIRTY-THREE THOUSAND FIVE HUNDRED FORTY-ONE PESOS AND 41/100 ONLY (P2,233,541.41)* or such other sums as may be ascertained, *JDE Construction* agrees to *Construction of Student Study Shed 2 at USTP-CDO Campus* 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.

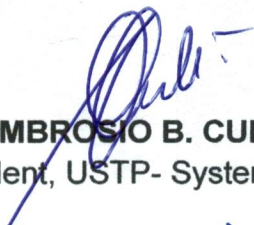
**UNIVERSITY OF SCIENCE AND
TECHNOLOGY OF SOUTHERN
PHILIPPINES (USTP) – CDO Campus**

JDE CONSTRUCTION

ENTITY

CONTRACTOR

By:


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

By:


ENGR. JIMMY D. ESTOQUE
Proprietor

Certified as to Availability of Funds:


MS. JANICE C. VECINA
Accountant In-charge – STF

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

ACKNOWLEDGMENT

BEFORE ME this 26 day of December, 2022, in the City of Cagayan de Oro, personally appeared DR. AMBROSIO B. CULTURA, II and ENGR. JIMMY D. ESTOQUE, with the following proofs of identity:

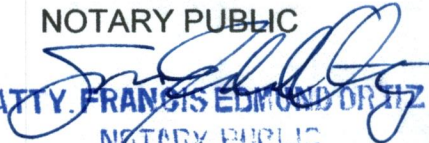
DR. AMBROSIO B. CULTURA, II : PRC ID NO. 0003037
ENGR. JIMMY D. ESTOQUE : PRC ID NO. 56525

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 four (4) 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.

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Book No. 1
Series of 2022.

NOTARY PUBLIC

ATTY. FRANCIS EDMOND ORTIZ
NOTARY PUBLIC
UNTIL DECEMBER 31, 2025
PTR NO. 5803894 A/W/O OR.
IBPNO. 189872/MIS OR.
ROLL NO. 76356
1AZUCENA ST. CARMEN CDO