

# Re-Negotiated Procurement Under Two-Failed Biddings for the Proposed Construction of Covered Court for USTP-Jasaan Campus (Phase 1) CY 2024

## CONTRACT AGREEMENT

THIS AGREEMENT, made this 30<sup>th</sup> day of October, 2024 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 *Uni Vista Corporation, 80 Ramon Chavez Street, Cagayan De Oro City* (hereinafter called the "Contractor").

**WHEREAS**, the Entity is desirous that the Contractor execute *Re-Negotiated Procurement Under Two-Failed Biddings for the Proposed Construction of Covered Court for USTP-Jasaan Campus (Phase 1) CY 2024* (Contract No. USTP-IFPB-09-2024-1226-4310) (hereinafter called "the Works") and the Entity has accepted the Bid for **TWO MILLION FOUR HUNDRED EIGHTY-SEVEN THOUSAND TWO HUNDRED THIRTY-NINE PESOS AND 63/100 (P2,487,239.63) ONLY** with C.A. No. 24-10-1107a 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 PRICE	AMOUNT
1.0	MOBILIZATION AND DEMOBILIZATION	1.00	lot	20,580.00	20,580.00
<b>2.0 EARTHWORKS</b>					
2.1	EXCAVATION	40.95	cu.m	14,447.56	591,627.61
2.2	BACKFILL AND COMPACTION	36.23	cu.m	3,226.21	118,334.84
3.0	FORMWORKS AND SCAFFOLDING WORKS	80.00	sq.m	1,183.36	94,668.47
4.0	CONCRETE WORKS	16.61	cu.m	4,987.03	82,834.50
5.0	REINFORCING STEEL WORKS	760.86	kgs.	85.54	65,087.71
<b>6.0 STRUCTURAL STEEL ROOF FRAMING WORKS</b>					
6.1	STEEL TRUSS	6,028.00	kgs.	58.90	355,036.95

6.2	STEEL GIRDER AND STRUT	5,081.00	kgs.	93.16	473,353.99
6.3	STEEL COLUMN AND BASE PLATE	7,572.00	kgs.	62.52	473,379.05
7.0	ROOFING WORKS	1,008.25	sq.m	105.63	106,499.46
8.0	PAINTING WORKS	561.53	sq.m	141.02	79,187.17
9.0	SITE CLEARING	1.00	lot	26,649.88	26,649.88
<b>TOTAL PROJECT COST</b>					<b>P2,487,239.63</b>

**WHEREAS**, the Works comprised in this Contract shall be completed within *EIGHTY-EIGHT (88) 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 FOUR HUNDRED EIGHTY-SEVEN THOUSAND TWO HUNDRED THIRTY-NINE PESOS AND 63/100 (P2,487,239.63) ONLY* or such other sums as may be ascertained *Uni Vista Corporation* agrees to *Construction of Covered Court for USTP-Jasaan Campus (Phase 1) CY 2024* 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**

**UNI VISTA CORPORATION**

ENTITY

CONTRACTOR

By:

By:

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

  
**MR. JON-MICHAEL D. ANG**  
Authorized Representative

Certified as to Availability of Funds:

  
**MS. MARIA CRISTINA J. CASIÑO**  
Accountant II, USTP-System

*Contract Agreement of the Re-Negotiated Procurement Under Two-Failed Biddings for the  
Proposed Construction of Covered Court for USTP-Jasaan Campus (Phase 1) CY 2024*

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

### ACKNOWLEDGMENT

BEFORE ME this NOV 02 2024 day of November, 2024, in the City of Cagayan de Oro, personally appeared DR. AMBROSIO B. CULTURA II and MR. JON-MICHAEL D. ANG, with the following proofs of identity:

DR. AMBROSIO B. CULTURA II	:	<u>PRC ID NO. 0003037</u>
MR. JON-MICHAEL D. ANG	:	<u>PRC ID NO. 25126</u>

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.

NOTARY PUBLIC

Doc. No. 410  
Page No. 80  
Book No. CXLV  
Series of 2024.

**RAMIL G. CARREON**  
Notary Public NC-2024-37  
Valid Until December 31, 2025  
PTR No. 5808342A, 11-23-2023 CDOC  
IBP No. 369782, 11-22-2023 Mis Or.  
PTR & IBP Both for 2024  
TIN 922-710-579  
ROLL NO. 51523, 5-10-2006  
CAGAYAN DE ORO CITY  
MCLE Comp. No. VII-0015256, 04-11-2022