

CONTRACT AGREEMENT

THIS AGREEMENT, made this 19th day of October 2023 between **Municipality of Orion** with office address at San Vicente, Orion Bataan represented by its **Municipal Mayor Antonio L. Raymundo Jr** (herein called the "Entity"; and **Supreme Builders Construction and Trading** with office address at Poblacion, Balanga City, Bataan represented by its owner/manager **Noli A. Venzon** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **Labor and Materials for the Construction of Farm to Market Road at Purok 1 & Purok 4, Brgy Capunitan, Orion, Bataan** (hereinafter called "the Works") and the Entity has accepted the Bid for **Five Million Ninety-Six Thousand Eight Hundred Eighty-Five Pesos and 22/100 (Php 5,096,885.22)** by the 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 for the sum of **Five Million Ninety-Six Thousand Eight Hundred Eighty-Five Pesos and 22/100 (Php 5,096,885.22)** or such other sums as may be ascertained, **Supreme Builders Construction and Trading** agrees to **construct the Road Opening from Orion Memorial Park to Sitio Tutuban at Brgy Balagtas, Orion, Bataan** in accordance with his/her/its Bid.



4. The **Municipality of Orion Bataan** 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.


ANTONIO L. RAYMUNDO JR
Municipal Mayor
Municipality of Orion Bataan


HUBERT B. PIZARRO
Owner / Manager
**Supreme Builders Construction
and Trading**

ACKNOWLEDGEMENT


(REPUBLIC OF THE PHILIPPINES)
(CITY OF BALANGA, BATAAN) S.S.

BEFORE ME, in the City of Balanga, Bataan, this OCT 19 2023 day of _____ 2023,
personally appeared the following:

NAME	COMMUNITY TAX NO.,	PLACE AND DATE OF ISSUE
<u>ANTONIO L RAYMUNDO JR</u>	<u>16538888</u>	<u>January 4, 2023 Orion Bataan</u>
<u>HUBERT B. PIZARRO</u>	<u>13340384</u>	<u>January 3 2023 Balanga City</u>

Who represent to me to be the same persons who executed the foregoing instrument and acknowledged before me that the same is their free and voluntary act and deed as well as those of the entities they represent.

Said instrument refers to a Contract of Agreement consisting of 3 pages including this page of acknowledgement, signed by the parties and their witnesses and sealed with my notarial seal.


ATTY. TEODORO M. O. CAMACHO
NOTARIAL COMM. EXPIRES DEC. 31, 2023
PTR NO. 6286751 - 10/21/21 for 2022
ROLL OF ATTY NO. 22588
MCLE COMPLIANCE NO. 0013632
IBP LIFETIME MEMBER NO. 03469
NOTARY PUBLIC

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Special Conditions of Contract

Project Title : Labor and Materials for the Construction of Farm to Market Road
 Location : Purok 1 & Purok 4, Brgy Capunitan, Orion, Bataan

GCC Clause	
4.1	Intended completion is Ninety (90) calendar days after issuance of notice to proceed. The site is located at Brgy Capunitan, Orion, Bataan
6	The site investigation reports are: <i>Brgy Capunitan, Orion, Bataan</i>
7.2	Fifteen (15) years.
10	a. Dayworks are applicable at the rate shown in the Contractor's original Bid.
11.1	The Contractor shall submit the Program of Work to the Procuring Entity's Representative within <i>ten (10)</i> days of delivery of the Notice of Award.
11.2	The amount to be withheld for late submission of an updated Program of Work is Php 254,842.76 .
13	The amount of the advance payment is Php 764,528.28 .
14	Materials and equipment delivered on the site but not completely put in place shall be included for payment.
15.1	The date by which operating and maintenance manuals not required The date by which "as built" drawings are required is <i>fifteen (15) CD after project completion</i> .
15.2	The amount to be withheld for failing to produce "as built" drawings and/or operating and maintenance manuals by the date required is Php 254,842.761 .


ANTONIO L. RAYMUNDO JR
 Municipal Mayor
 Municipality of Orion


HUBERT B. PIZARRO
 Owner / Manager
 Supreme Builders Construction
 and Trading