

DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS (DPWH)

Contract ID : **21KC0045**
 Contract Name : **ROAD WIDENING SAYRE HIGHWAY K1470+920 – 1471+846**
 Location of the Contract : **SUMILAO, BUKIDNON**

FORM OF CONTRACT AGREEMENT

KNOWN ALL MEN BY THESE PRESENTS:

This **CONTRACT AGREEMENT**, made this **FEB 10 2021** day of _____, by and between:

The **GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES** through the **Department of Public Works and Highways (DPWH)** represented herein by **RONALDO C. PAHANG, AER**, OIC - District Engineer, duly authorized for this purpose, with main office address at Bukidnon 3rd District Engineering Office, Dicklum, Manolo Fortich, Bukidnon, hereinafter referred to as the **"PROCURING ENTITY"**;

and

M. MONTESCLAROS ENTERPRISES, INC., single proprietorship / partnership / corporation / joint venture, organized and existing under and by virtue of laws of the Republic of the Philippines, with main office address at Patag, Bagontaas, Valencia City, Bukidnon represented herein by **MARIANITO R. MONTESCLAROS**, duly authorized for this purpose, hereinafter referred to as the **"CONTRACTOR"**;

WITNESSETH:

WHEREAS, the PROCURING ENTITY is desirous that the CONTRACTOR execute the Works under **21KC0054: ROAD WIDENING SAYRE HIGHWAY K1470+920 – 1471+846, SUMILAO, BUKIDNON** hereinafter called "the Works", and the PROCURING ENTITY has accepted the Calculated Bid of the CONTRACTOR for the execution and completion of the Works within **Two Hundred Twenty Six (226)** Calendar Days at the calculated unit bid prices shown in the attached Bill of Quantities, or a total Contract price of **Thirty Two Million Five Hundred Seventy Four Thousand Two Hundred Twenty Four Pesos and 70/100 (P 32,574,224.70)**.

Item No.	Description	Unit	Quantity	Unit Price	Total Amount (Php)
PART B	OTHER GENERAL REQUIREMENTS				
B.3	Permits and Clearances	L.s.	1.00	240,000.00	240,000.00
B.5	Project Billboard / Signboard	each	3.00	5,000.00	15,000.00
B.7 (2)	Occupational Safety and Health Program	L.s.	1.00	112,708.34	112,708.34
B.8 (2)	Traffic Management	L.s.	1.00	325,440.00	325,440.00
B.9	Mobilization / Demobilization	L.s.	1.00	75,000.00	75,000.00
B.12	Removal and Relocation of Utilities	L.s.	1.00	187,500.00	187,500.00
TOTAL PART B					955,648.34

M. MONTESCLAROS ENTERPRISES, INC.

Republic of the Philippines
 Department of Public Works and Highways
 Bukidnon 3rd DEO

MARIANITO R. MONTESCLAROS
 Authorized Managing Office

RONALDO C. PAHANG, AER
 OIC-District Engineer

Witness.

ROMULO F. ANDRES, ASEAN Eng.
 OIC-Assistant District Engineer
 Concurrent Chief, Construction Section

ATTY. REEZA D. MADALE-DIANAL, CPA, MBA
 Accountant III

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Witness.

M. MONTESCLAROS ENTERPRISES, INC.

Republic of the Philippines
 Department of Public Works and Highways
 Bukidnon 3rd DEO

BY:

ROBALDO C. PARANG, AER
 OIC-District Engineer

MARIANITO R. MONTESCLAROS
 Authorized Managing Office

ATTY. REEZAH D. MADALE-DIANAL, CPA, MBA
 Accountant III

ROMULO F. ANDRES, ASEAN Eng.
 OIC-Assistant District Engineer
 Concurrent Chief, Construction Section

Item No.	Description	Unit	Quantity	Unit Price	Total Amount (Php)
PART C EARTHWORK					
102 (2)	Surplus Common Excavation	Cu.M.	5,452.10	247.49	1,349,340.23
103 (6) a	Pipe Culverts and drain excavation Common soil	Cu.M.	172.46	233.45	40,260.79
104 (1) a	Embankment from roadway excavation Common Soil	Cu.M.	103.15	263.01	27,129.48
105 (1) a	Subgrade Preparation Common Material	Sq. M.	8,373.40	22.03	184,466.00
TOTAL PART C					1,601,196.50
PART D SUBBASE & BASE COURSE					
200 (1)	Aggregate Subbase Course	Cu.M.	3,274.35	2,178.11	7,131,894.48
TOTAL PART D					7,131,894.48
PART E SURFACE COURSES					
311 (1) a	Portland Cement Concrete Pavement (Unreinforced) 0.15m thick 14 days	Sq. M.	1,928.00	1,309.75	2,525,198.00
311 (1) g1	Portland Cement Concrete Pavement (Unreinforced) 0.33 m thick 14 days	Sq. M.	6,445.40	2,609.44	16,818,884.58
TOTAL PART E					19,344,082.58
PART G DRAINAGE AND SLOPE PROTECTION					
500 (1) b3	Pipe Culverts 910 mm dia. Class IV RCPC	Lm.	31.00	5,800.61	179,818.91
500 (3) a	Lined Canal Rectangular CHB	Lm.	948.00	2,897.87	2,747,180.76
505 (2) a	Grouted Riprap A	Cu.m.	63.52	4,984.81	316,635.13
TOTAL PART G					3,243,634.80
PART H MISCELLANEOUS STRUCTURE					
612(1)	ReflectORIZED Thermoplastic Pavement Markings White	Sq. M.	255.20	1,140.00	290,928.00
612(2)	ReflectORIZED Thermoplastic Pavement Markings Yellow	Sq. M.	6.00	1,140.00	6,840.00
TOTAL PART H					297,768.00
GRAND TOTAL					32,574,224.70

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NOW, THEREFORE, for and consideration of the foregoing premises, the parties hereto agree as follows:

1. In this **CONTRACT 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 shall be attached, deemed to form, and be read and construed as part of this **CONTRACT AGREEMENT**, and shall be interpreted in the following order of priority:
 - a. This Contract Agreement
 - b. Documents forming part of the Contract Agreement
 - (1) Notice of Award (NOA) with the Contractor's signed "conforme"
 - (2) Contractor's Bid in the Form of Bid, including its Technical and Financial Proposals, as calculated by the Procuring Entity and conformed to by the Contractor through the NOA.
 - (3) Bidding Documents with Bulletins
 - (4) Specifications
 - (5) Drawings
 - (6) Special Conditions of Contract (SCC)
 - (7) General Conditions of Contract (GCC)
 - (8) Performance Security
 - (9) Integrity Pledge under Department Order No. 86, series of 2013
 - (10) Other Documents
 - (a) Construction Methods
 - (b) Construction Schedule in the form of PERT/CPM Diagram or Procedure Diagram and Bar Chart with S-Curve, or other approved tools of projects scheduling, and Cash Flow.
 - (c) Manpower Schedule
 - (d) Equipment Utilization Schedule
 - (e) Construction Safety and Health Program initially approved by the Head of Procuring Entity
 - (f) Contractor's All Risk Insurance (CARI)
3. In consideration of the payments to be made by the PROCURING ENTITY to the CONTRACTOR as hereinafter mentioned, the CONTRACTOR hereby covenants with the PROCURING ENTITY to execute and complete the Works and remedy any defects therein in conformity with the provisions of this **CONTRACT AGREEMENT** in all aspects.
4. In consideration of the execution and completion of the Works by the CONTRACTOR, the PROCURING ENTITY hereby covenants to pay the CONTRACTOR the unit prices in the CONTRACTOR's Calculated Bid, as applied to the actual quantities accomplished as certified by the PROCURING ENTITY

Witness:

M. MONTESCLAROS EN. PRIZES, INC.

Republic of the Philippines
Department of Public Works and Highways
Bukidnon 3rd DEO

BY:

RONALDO C. PAHANG, AER
OIC-District Engineer

MARIANITO R. MONTESCLAROS
Authorized Managing Office

ATTY. REEZAH D. MADALE-DIANAL, CPA, MBA
Accountant III

ROMULO F. ANDRES, ASEAN Eng.
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under the provisions of this **CONTRACT AGREEMENT**, at all times and in the manner prescribed by this **CONTRACT AGREEMENT**.

IN WITNESS WHEREOF, the parties hereto set their respective hands on the day, month and year first above written.

PROCURING ENTITY:
DPWH BUKIDNON 3RD DEO

CONTRACTOR:
M. MONTESCLAROS ENTERPRISES, INC.

Represented by:

Represented by:


RONALDO C. PAHANG, AEr
OIC - District Engineer


MARIANITO R. MONTESCLAROS
Authorized Managing Office

Witnessed by:


ATTY. REEZAH D. MADALE-DIANAL, CPA, MBA
Accountant III


ROMULO F. ANDRES, ASEAN ENGR.
OIC – Assistant District Engineer
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REPUBLIC OF THE PHILIPPINES)
VALENCIA CITY, BUKIDNON) S.S.

ACKNOWLEDGEMENT

BEFORE ME, as the Notary Public for and within the City of _____, personally appeared **RONALDO C. PAHANG, AEr**, District Engineer, representing the REPUBLIC OF THE PHILIPPINES (Department of Public Works and Highways), with Residence TIN No. **000-553-164-211**, and **M. MONTESCLAROS ENTERPRISES, INC.** with TIN No. **004-356-320-000**, known to me to be the same persons who executed the foregoing CONTRACT AGREEMENT and they acknowledged to me that the same is their true act and deed for and in behalf of the parties they represented.

This instrument consists of five (5) pages, on which this acknowledgement is written duly signed by the contracting parties and their witnesses on the left margin of the other pages.

IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official Seal this **FEB 10 2021**.

(Notary Public)

ANDREY A. ALDOMENDRAS
NOTARY PUBLIC FOR BUKIDNON
UNTIL JUNE 30, 2021
ROLL OF ATTORNEYS NO. 50997
IBP NO. 101750 JAN. 7, 2021
PTR NO. 41348501 JAN. 7, 2021
MCLE COMP. NO. V-0012907
TIN NO. 409-999-170-000

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Witness:

ERPRISES, INC.

M. MONTESCLAROS

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Department of Public Works and Highways
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