

Department of Public Works and Highways

Project ID No.: 17B00028
Contract Name : MFO 1: National Road Network Services: Construction and Maintenance of Bridges along National Roads, Widening of Permanent Bridges including ROW to More Than Two (2) Lanes, Curilao Bridge (B01126LZ) along Daang Maharlika (LZ)
Location of the Contract: Ilagan City, Isabela

CONTRACT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

THIS CONTRACT AGREEMENT, made this 8th day of February 2017 by and between:

The GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES through the Department of Public Works and Highways (DPWH), represented herein by MELANIO C. BRIOSOS, CESO IV, Regional Director, duly authorized for this purpose, with main office address at DPWH-Regional Office No. 2, Carig Sur, Tuguegarao City, hereinafter referred to as the "PROCURING ENTITY";

-and-

EGB CONSTRUCTION/KATHA BUILDERS AND SUPPLIES, a joint venture, organized and existing under and by virtue of laws of the Republic of the Philippines, with main office address at Alibagu, City of Ilagan, Isabela, represented herein by ERNI G. BAGGAO, Authorized Managing Officer, 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 17B00028-MFO 1: National Road Network Services: Construction and Maintenance of Bridges along National Roads, Widening of Permanent Bridges including ROW to More Than Two (2) Lanes, Curilao Bridge (B01126LZ) along Daang Maharlika (LZ), hereinafter called "the WORKS," and the PROCURING ENTITY has accepted the Calculated Bid of the CONTRACTOR for the execution and completion of the Works at the calculated unit bid prices shown in the attached Bill of Quantities or a total Contract price of Fifty Two Million One Hundred Five Thousand One Hundred Twenty Pesos and 58/100 (P52,105,120.58);

WHEREAS, the WORKS comprised in this Contract shall be completed within Two Hundred Thirty Eight (238) calendar days in accordance with the provisions of the Bidding Documents.

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.

EGB CONSTRUCTION/KATHA BUILDERS & SUPPLIES (JV):
By: *Erni G. Baggao*
ERNI G. BAGGAO
Authorized/Managing Officer (Contractor)

Republic of the Philippines
Department of Public Works and Highways:
By: *Melanio C. Briosos*
MELANIO C. BRIOSOS, CESO IV
Regional Director (Procuring Entity)

Department of Public Works and Highways

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EGB CONSTRUCTION/KATHA BUILDERS
& SUPPLIES (JV):

By: 
ERNI G. BAGGAO
Authorized Managing Officer
(Contractor)

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 Proposal's, as calculated by the procuring Entity and conformed to by the Contractor through 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 Precedence Diagram and Bar Chart with S-Curve, or other approved tools of project scheduling, and Cash flow
 - (c) Manpower Schedule
 - (d) Equipment Utilization Schedule
 - (e) Construction Safety and Health Program initially approved by the Head of the 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 respects.

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 under the provisions of this **CONTRACT AGREEMENT**, at the times and in the manner prescribed by this **CONTRACT AGREEMENT**.

Republic of the Philippines
Department of Public Works and Highways:
By:


MELANIO C. BRIOSOS, CESO IV
Regional Director
(Procuring Entity)

Department of Public Works and Highways

Contract ID No.: **17B00028**

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Location of the Contract: Ilagan City, Isabela

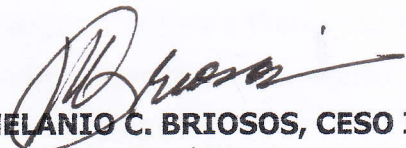
IN WITNESS WHEREOF, the parties hereto set their respective hands on the day, month and year first above written.

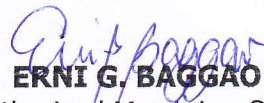
DEPARTMENT OF PUBLIC WORKS
AND HIGHWAYS:
(Procuring Entity)

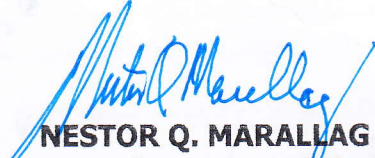
EGB CONSTRUCTION/KATHA BUILDERS
& SUPPLIES (JV):
(Contractor)

Represented by:

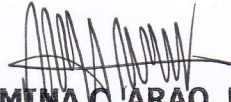
Represented By:


MELANIO C. BRIOSOS, CESO IV
Regional Director


ERNI G. BAGGAO
Authorized Managing Officer


NESTOR Q. MARALLAG
Chief, Administrative Officer
Chief, Administrative Division

WITNESSED BY:


WILHELMINA C. ARAO, MNSA
Chief, Administrative Officer

CAF No. **02-015**
February 7, 2017

Department of Public Works and Highways

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Location of the Contract: Ilagan City, Isabela

REPUBLIC OF THE PHILIPPINES)
CITY OF TUGUEGARAO)S.S.

ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in the Province of Cagayan, personally appeared **MELANIO C. BRIOSOS, CESO IV** in his official capacity as Regional Director of the Department of Public Works and Highways, representing the Republic of the Philippines with Residence Certificate No. issued on _____ at _____ and **ERNI G. BAGGAO**, in his official capacity as Authorized Managing Officer, with Residence Certificate No. _____ issued on _____ at _____, known to me and to me known to be the same persons who executed the foregoing CONTRACT AGREEMENT and they acknowledged to me same are their true act and deed for and behalf of the parties they represent.

This instrument consists of four (4) pages including this page on which the acknowledgment 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 seal this _____ day of _____, 2017 Philippines.

[Signature]
ATTY. VICTOR R. SALUD
NOTARY PUBLIC FOR C.A.G. UNTIL 12 31-17
CAGAYAN PROVINCE
ROLL No. 3228 Notary Public
IEP ORRS. 01039/01-03-17
PTR No. 713477/01-03-17
MCLE COMP. No. V-0014487

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