

Contract ID: 17BC0030

Contract Name: MFO 1. National Road Network Services-Asset Preservation of National Roads-Rehab./Reconst. Of National Roads w/ Slips, Slope, Collapse and Landslide, Cagayan-Apayao Road (Tuao-Rizal Section) KO545+(-283) - KO545+(-183), KO545+(-021) - KO545+057, KO545+526-KO545+626, KO546+120-KO546+243, KO546+340-KO546+444 KO547+(-133)-KO547+(-051) KO547+(-200)-KO547+(-141)

Location of the Contract: Rizal, Cagayan

## CONTRACT AGREEMENT

### KNOW ALL MEN BY THESE PRESENTS:

This **CONTRACT AGREEMENT**, made this 30<sup>th</sup> day of January, 2017, by and between:

The **GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES** through the **Department of Public Works and Highways (DPWH)** represented herein by **LORNA B. ASUTEN**, duly authorized for this purpose, with main office address at Libertad, Abulug, Cagayan, hereinafter referred to as the "**PROCURING ENTITY**";

-and-

**EGB CONSTRUCTION/MATALAG CONSTRUCTION (JV)** a joint venture organized and existing under and by virtue of laws of the Republic of the Philippines, with main office address at *Gagabutan West, Rizal, Cagayan* represented herein by **BALTAZAR C. ANGULUAN**, 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 17BC0030: MFO 1. National Road Network Services-Asset Preservation of National Roads-Rehab./Reconst. Of National Roads w/ Slips, Slope, Collapse and Landslide, Cagayan-Apayao Road (Tuao-Rizal Section) KO545+(-283) - KO545+(-183), KO545+(-021) - KO545+057, KO545+526-KO545+626, KO546+120-KO546+243, KO546+340-KO546+444 KO547+(-133)-KO547+(-051) KO547+(-200)-KO547+(-141) Rizal, Cagayan, 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 **Twenty-three million four hundred seventy-three thousand two hundred sixty pesos and 50/100 (Php23,473,260.50)** for a duration of **two hundred twenty three (223) calendar days**.

The Calculated unit bid prices are tabulated hereunder:

ITEMS	Description	Qty.	Unit	Unit Price	Estimated Cost
<b>Part A.</b>					
A.1.4(2)	Provision of Progress Photographs	7.43	mos.	5,303.70	39,406.49
	<b>Sub-Total, Part A.</b>				<b>39,406.49</b>
<b>Part B. OTHER GENERAL REQUIREMENTS</b>					
B.5	Project Billboard	4.00	each	3,022.11	12,088.44
B.7	Occupation Safety & Health Program	7.43	mos.	4,650.73	34,554.92
B.8	Traffic Management	7.43	mos.	7,020.73	52,164.02
B.9	Mobilization/Demobilization	1.00	l.s.	126,000.00	126,000.00
	<b>Sub-Total, Part B.</b>				<b>224,807.38</b>
<b>Part C. EARTHWORKS</b>					
100(3)a	Individual Removal of Trees (Small a, 150-300mm dia)	10.00	ea.	425.88	4,258.80
101(1)d	Removal of Concrete Drainage Structures	120.00	cu.m.	1,265.51	151,861.20
101(3)c	removal of Sidewalk (100 mm thk.)	108.00	sq.m.	63.15	6,820.20
103(1)a	Structre Excavation (Common Soil)	3,215.00	cu.m.	290.35	933,475.25
103(3)	Foundation Fill	57.00	cu.m.	1,128.08	64,300.56
104(1)a	Embankment (from Borrow)	2,173.00	cu.m.	100.39	218,147.47
104(1)b	Embankment from Roadway Excavation	1,055.00	cu.m.	265.53	280,134.15
105(1)	Subgrade Preparation (Common Materials)	3,466.00	sq.m.	18.65	64,640.90
	<b>Sub-Total, Part C.</b>				<b>1,723,638.53</b>

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Part D.	<b>SUBBASE &amp; BASE COURSE</b>				
201	Aggregate Base Course (10cm thk.)	535.00	cu.m.	653.00	349,355.00
	<b>Sub-Total, Part D.</b>				<b>349,355.00</b>
Part E.	<b>SURFACE COURSES</b>				
311(1)a.5	PCC Pavement (Plain)-Conventional Method (280mm thk.)	3,100.00	sq.m.	1,453.13	4,504,703.00
	<b>Sub-Total, Part E.</b>				<b>4,504,703.00</b>
Part G.	<b>DRAINAGE &amp; SLOPE PROTECTION STRUCTURES</b>				
404	Reinforcing Steel bar, Grade 40	9,430.00	kg.	58.74	553,918.20
405	Structural Concrete Class "A"	268.00	cu.m.	6,135.89	1,644,418.52
506	Stone Masonry	1,338.00	cu.m.	4,351.19	5,821,892.22
510(2)	Concrete Slope Protection	1,016.00	cu.m.	8,009.79	8,137,946.64
	<b>Sub-Total, Part G.</b>				<b>16,158,175.58</b>
Part H.	<b>DRAINAGE &amp; SLOPE PROTECTION STRUCTURES</b>				
600(3)	Concrete Curb & Gutter, type A ( Cast in Place)	546.00	ln.m.	866.62	473,174.52
	<b>Sub-Total, Part H.</b>				<b>473,174.52</b>
	<b>TOTAL BID AMOUNT AS CALCULATED P</b>				<b>23,473,260.50</b>

**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 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.
      - (b) Construction Safety and Health Program initially approved by the Head of the Procuring Entity
      - (c) Contractor's All Risk Insurance (CARI)

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Location of the Contract: Rizal, Cagayan

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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**.

IN WITNESS WHEREOF, the parties hereto set their respective hands on the \_\_\_\_\_ day of FEB 01 2017.

**PROCURING ENTITY:**

**CONTRACTOR:**

Approved:

  
**LORNA B. ASUTEN**  
District Engineer

Represented by:

  
**BALTAZAR C. ANGULUAN**  
Manager

Date of Approval: \_\_\_\_\_

**Witnessed by:**

  
**AMELIA G. RAGSAC**  
Accountant III

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REPUBLIC OF THE PHILIPPINES  
Luna, Apayao ) S.S  
Province of Cagayan

ACKNOWLEDGEMENT

BEFORE ME, AS THE Notary Public for and within the Province of Cagayan, personally appeared **LORNA B. ASUTEN**, District Engineer, representing the Republic of the Philippines (*DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS*), with the Residence Certificate No. 30365859 issued on January 9, 2017, issued at Lasam, Cagayan and **BALTAZAR C. ANGULUAN**, Authorized Managing Officer, representing EGB CONSTRUCTION/MATALAG CONSTRUCTION (JV) with Residence Certificate No. \_\_\_\_\_ issued on \_\_\_\_\_, 2017 at \_\_\_\_\_ known to me to be the same persons who executed the foregoing CONTRACT and AGREEMENT and they acknowledged to me that the same is their true act and deed for and in behalf of the parties they represent.

This instrument consist of \_\_\_\_\_ ( ) pages, including, on which this acknowledgement is written duly signed by the contracting parties and their witnesses on the other pages.

FEB 01 2017

IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official seal this \_\_\_\_\_ day of Luna, Apayao.

**ATTY. ZAIDE E. RAVELO**  
My Commission Expires on December 31, 2017  
Roll No. 61939  
PTR No. 0171630  
IBP No. 012138  
MCLE Compliance No. V-0012282  
Email Address: zeravelo@yahoo.com.ph

(Notary Public)

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