

CONTRACT OF AGREEMENT

REHABILITATION AND FURNISHING OF OLD/EXISTING UNIVERSITY LIBRARY, MAIN CAMPUS

This CONTRACT OF AGREEMENT, executed and entered into this 23rd day of March, 2022 in Odiongan, Romblon, Philippines by and between:

The **ROMBLON STATE UNIVERSITY**, created and existing under and by virtue of Republic Act (R.A.) No. 9721, with principal office at Brgy. Liwanag, Odiongan, Romblon, Philippines represented herein by its **President, MERIAN P. CATAJAY-MANI, Ed.D., CESE**, and hereinafter referred to as the "**PROCURING ENTITY**;"

-and-

PERFORMANCE BUILDERS & DEVELOPERS CORPORATION, a registered business entity existing under the laws of the Philippines with business address at 34 Emerald St., Fairview Quezon City, Philippines represented herein by its **President, ENGR. CHRISTOPHER P. MORALES**, and hereinafter referred to as the "**CONTRACTOR**."

WITNESSETH:

WHEREAS, the **PROCURING ENTITY** is desirous that the **CONTRACTOR** execute the **REHABILITATION AND FURNISHING OF OLD/EXISTING UNIVERSITY LIBRARY, MAIN CAMPUS (ABC: PhP39,700,000.00, QTY: 1) (RSU-2021-05-036)** (hereinafter called "the Works") and the **PROCURING ENTITY** has accepted the Bid of **THIRTY-SIX MILLION, SEVEN HUNDRED NINETEEN THOUSAND, SEVEN HUNDRED SEVENTY-SIX PESOS AND SIXTY-FIVE CENTAVOS (PhP36,719,776.65)** by the **CONTRACTOR** for the execution and completion of such Works and the remedying of any defects therein.

NOW, THEREFORE, for and in consideration of the foregoing, the Parties hereto agree 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 shall be attached, deemed to form, and be read and construed as integral part of this Agreement, to wit:
 - (a) General and Special Conditions of Contract;
 - (b) Drawings/Plans;
 - (c) Specifications;
 - (d) Invitation to Bid;
 - (e) Instructions to Bidders;
 - (f) Bid Data Sheet;
 - (g) Addenda and/or Supplemental/Bid Bulletins, if any;
 - (h) 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;
 - (i) Eligibility requirements, documents and/or statements;
 - (j) Performance Security;
 - (k) Notice of Award of Contract and the Bidder's conformity thereto; and
 - (l) Other contract documents that may be required by existing laws and/or the **PROCURING ENTITY**.

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 in all respects.
4. The **PROCURING ENTITY** hereby covenants to pay the **CONTRACTOR** in consideration of the execution and completion of the Works and the remedying of defects wherein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the times and in the manner prescribed by this Contract.

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed on the day and year first before written.

PROCURING ENTITY


MERIAN P. CATAJAY-MANI, Ed. D., CESE
 University President
 Romblon State University

CONTRACTOR


ENGR. CHRISTOPHER P. MORALES
 President
 Performance Builders & Developers Corporation

Signed in the Presence of:



 Witness



 Witness

ACKNOWLEDGMENT

Republic of the Philippines
 (Odiongan, Romblon) S. S.

BEFORE ME, this ____ day of 23 MAR 2022, 2022 in Odiongan, Romblon, Philippines, personally came and appeared before me in the following:

	I.D.No.	Place of Issuance	Date of Issuance
MERIAN P. CATAJAY-MANI, Ed. D., CESE	<u>01-01</u>	<u>Odiongan, Romblon</u>	<u>07/30/2020</u>
ENGR. CHRISTOPHER P. MORALES PR# <u>56123</u>	<u>manila</u>	<u>manila</u>	<u>08/10/1989</u>

Known to me to be the same persons who executed the foregoing instrument consisting of three (3) pages including the page on which this Acknowledgement is written and they confirmed and acknowledged to me that the same is their own free and voluntary deed and that of the agency which they respectively represent.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day, year, and place written.

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