

## CONTRACT OF AGREEMENT

THIS AGREEMENT, made this 24th day on February, 2022 between CITY GOVERNMENT OF ALAMINOS, represented by City Mayor ARTH BRYAN C. CELESTE with an office address at Alaminos City Hall Building of the Philippines (hereinafter called the "Entity") of the one part and CARMAX MOTORS CORP., represented by ISAGANI M. MARCELLA with an office address at 165 Mayombo District, Dagupan City, Pangasinan (hereinafter called the "Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly FOR THE SUPPLY AND DELIVERY OF FOUR (4) UNITS MOTORCYCLE (BRAND NEW) TO BE USED FOR PATROL OPERATIONS IN THE CITY OF ALAMINOS, PANGASINAN and has accepted the Bid by the Supplier for the supply of those goods and services in the sum of ONE MILLION FIVE HUNDRED NINETY- FIVE THOUSAND PESOS ONLY (P 1,595,000.00) (hereinafter called "the Contract Price")

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this agreement, words and expressions shall have the same meanings as are respectively assigned to them Conditions of Contract 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. Schedule of requirements;
  - ii. Technical Specifications;
  - iii. General and Special Conditions of Contract;
  - iv. 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., Bidders response to request for clarification in 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 of Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

3. In consideration for the sum of ONE MILLION FIVE HUNDRED NINETY- FIVE THOUSAND PESOS ONLY (P 1,595,000.00) or such other sums as may be ascertained, CARMAX MOTORS CORP., agrees to complete/finish FOR THE SUPPLY AND DELIVERY OF FOUR (4) UNITS MOTORCYCLE (BRAND NEW)