

CONTRACT OF AGREEMENT

THIS AGREEMENT, made this 9th 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 (hereinafter called the "Entity") and **DONGPONG CONSTRUCTION**, represented by **MARCIAL A. VIDAL** with an office address at Alaminos City, Pangasinan (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute **PROPOSED SEVEN (7) UNITS SMALL FARM RESERVOIR (SFR)**, AT BRGY. MAAWI, CITY OF ALAMINOS, PANGASINAN (hereinafter called "the Works") and the Entity has accepted the Bid for **ONE MILLION FOUR HUNDRED THREE THOUSAND THREE HUNDRED FOURTY-THREE PESOS & 75/100 (P 1,403,343.75)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

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 hereinafter 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. Drawings/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. 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 FOUR HUNDRED THREE THOUSAND THREE HUNDRED FOURTY-THREE PESOS & 75/100 (P 1,403,343.75)** or such other sums as may be ascertained, **DONGPONG CONSTRUCTION** agrees to complete /finish the **PROPOSED SEVEN (7) UNITS SMALL FARM RESERVOIR (SFR)**, AT