

CONTRACT AGREEMENT

NP-Adjacent or Contiguous Method

KNOW ALL MEN BY THESE PRESENTS:

This **CONTRACT AGREEMENT**, made this **12th** day of **October 2021**, by and between:

The **DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT FIELD OFFICE VII**, a government agency duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with office address at M.J. Cuenco Avenue corner General Maxilom Avenue, Cebu City, Philippines, duly represented herein by its **Regional Director, REBECCA P. GEAMALA, DMPA**, hereinafter referred to as **“the Procuring Entity”**.

-and-

MARLJAVIS CONSTRUCTION, INC., a corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines with office address at Room 309, Geson Building, Jakosalem Street, Cebu City, duly represented herein by its **General Manager, Mr. JAIME VISITACION, JR.** hereinafter referred to as **“the Contractor”**.

WHEREAS, upon the invitation of the Procuring Entity, the Contractor submitted a bid for the **Repair and Improvement of RRCY Observation Room** procured through Negotiated Procurement – Adjacent or Contiguous Method which bid was accepted by the Procuring Entity for the supply of goods/materials, works and services in the amount of **THREE HUNDRED SIXTY-SEVEN THOUSAND PESOS (P367,000.00)** hereinafter referred to as **“Contract Price”**.

NOW THEREFORE, for and in consideration of the abovementioned premises, the Procuring Entity and the Contractor hereby 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 referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.
 - (a) The Contractor's Bid, including the Technical and Financial Proposals, and all other documents/statements submitted (e.g. bidder's response to clarifications on the bid) including corrections to the bid resulting from the Procuring Entity's bid evaluation;

- (b) the Technical Specifications;
 - (c) the General Conditions of Contract;
 - (d) the Special Conditions of Contract;
 - (e) the Performance Security; and
 - (f) the Procuring Entity's Notification of Award
3. In consideration of the payments to be made by the Procuring Entity to the Contractor, the Contractor hereby covenants to provide the goods/materials and to execute and complete the works and remedy any defect therein in conformity with the provisions of this Contract Agreement in all aspects.
 4. In consideration of the provision of goods/materials and execution and completion of works including remedying of defects by the Contractor, the Procuring Entity hereby covenants to pay the Contractor the Contract Price or such other sum as may become payable under the provisions of this Contract Agreement at the time and in the manner prescribed by this Contract Agreement.

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

SIGNED, SEALED, DELIVERED BY:

For the Procuring Entity:



REBECCA P. GEAMALA, DMPA
 Regional Director

For the Contractor:


JAIME VISITACION, JR.
 General Manager

WITNESSES:


ENGR. EMMANUEL M. EDLES
 AO VI Chief, Administrative Division


MARLYN S. MARTUS
 Project Engineer

Funds Available:


LOUIE RAY G. VILLARIN
 Accountant III

ACKNOWLEDGMENT

Republic of the Philippines)
Cebu City)S.S.

CEBU CITY

BEFORE ME, a Notary Public for and in _____, Philippines,
this OCT 19 2021 2021, personally appeared:

| <u>Name</u> | <u>ID No.</u> | <u>Issued at / on</u> |
|-----------------------|------------------|--------------------------------|
| REBECCA P. GEAMALA | DSWD# 061053 | Quezon City on 12/17/2018 |
| JAIME VISITACION, JR. | <u>PRC 12565</u> | <u>Cebu City on 07/06/1972</u> |

respectively, known to me and known to be the same persons who executed the foregoing contract consisting of three (3) pages including the page whereon the acknowledgment is written and they acknowledged before me that the same is their free and voluntary act and deed and that they are authorized to sign the same.

WITNESS MY HAND AND NOTARIAL SEAL, at the place and on the date first above written.

ATTY. RAUL L. PATUAL
NOTARY PUBLIC CEBU CITY
UNTIL DEC. 31 2021
PTR No. 29837240006/29/2021
ROLL No. 44841
NOTARIAL COMMISSION 0121
LIFE TIME No. 07936
OFF. D. JAKOSALEM ST. CEBU CITY
BAYANIHAN BLDG. PROV. OF CEBU
MCLE COMPLIANCE No. V1005073

Doc. No. 114
Page No. 24
Book No. 114
Series of 2021.