

**Contract Agreement Form for the
Procurement of Infrastructure Projects (Revised)**
*[not required to be submitted with the Bid, but it shall be submitted within
ten (10) days after receiving the Notice of Award]*

CONTRACT AGREEMENT

THIS AGREEMENT made this day NOV 25 2024 between **DEPARTMENT OF EDUCATION - DIVISION OF DAVAO DE ORO** of the Philippines of the one part (hereinafter called the "Entity") and **MITCH CONSTRUCTION CORPORATION**, Prk. 3, Durian West, Brgy. San Miguel, Tagum City, Davao del Norte, Philippines, (hereinafter called the "Contractor") of the other part;

WHEREAS, the Entity is desirous that the Contractor execute **CONSTRUCTION OF EIGHTEEN (18) CLASSROOMS TEMPORARY LEARNING SPACE WITH PROPOSED TWO (2) SEATER TOILET DETACHED AT ANDAP ES, NEW BATAAN, DAVAO DE ORO (SDDO-017-2024)** (hereinafter called "the Works") and the Entity has accepted the Bid for **Three Million Two Hundred Forty-Four Thousand Ninety-Two Pesos and Forty-Two Centavos (P 3,244,092.42)** 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 in the 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 integral part of this Agreement, *viz.*:
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawing/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of the Contract;
 - v. Supplemental or Bid Bulletin, 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.*, 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;
 - c. Performance Security;
 - d. Notice of Award of Contract; and the Bidder's conforme


PHOEBE GAY L. REFAMONTE
OIC - Schools Division Superintendent


MARISSA G. GOMITO
Authorized Managing Officer

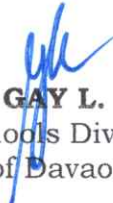
thereto; and

- 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 to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

3. In consideration for the sum of **Three Million Two Hundred Forty-Four Thousand Ninety-Two Pesos and Forty-Two Centavos (P 3,244,092.42)**, or such other sums as may be ascertained, **MITCH CONSTRUCTION CORPORATION** agrees to particularly **CONSTRUCTION OF EIGHTEEN (18) CLASSROOMS TEMPORARY LEARNING SPACE WITH PROPOSED TWO (2) SEATER TOILET DETACHED AT ANDAP ES, NEW BATAAN, DAVAO DE ORO (SDDO-017-2024)** in accordance with his/her/its Bid.
4. The **DEPARTMENT OF EDUCATION DIVISION OF DAVAO DE ORO** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.


PHOEBE GAY L. REFAMONTE
OIC - Schools Division Superintendent
Division of Davao de Oro


MARISSA G. GOMITO
Authorized Managing Officer
MITCH CONSTRUCTION
CORPORATION

ACKNOWLEDGEMENT

[Format shall be based on the latest Rules on Notarial Practice]

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Series of 2024




ATTY. ANA MARIE C. VISTO
Notary Public
Until December 31, 2024
Roll No. 3138
IBP No. 397475/01-03-2024/Manila
PTR No. 352561/01-03-2024/Taguig
TIN: 320-010398
MCLE Compliance: Admitted on 5-2-2023

Certified Availability of Funds


LEWI MAT DEXTER M. BELLO, CPA
Accountant III