



Republika ng Pilipinas
PAMAHALAANG LUNGSOD NG TACLOBAN
(City Government of Tacloban)
Kanhuraw Hill, Tacloban City 6500
Tel. Nos. 888-3391

CONTRACT OF AGREEMENT

Rehabilitation/Const. of Drainage System at Brgy. 5-A, Tacloban City

KNOW ALL MEN BY THESE PRESENTS:

THIS AGREEMENT made on the 29th day of May, 2020 by and between the CITY GOVERNMENT OF TACLOBAN represented by the City Mayor ALFRED S. ROMUALDEZ as the PARTY OF THE FIRST PART and MIGHTY A'S CONSTRUCTION & HARDWARE SUPPLY represented by ALQUIN A. PAZON (hereinafter called as the "CONTRACTOR") as the PARTY OF THE SECOND PART.

WHEREAS, the Entity is desirous that the Contractor execute the Project: **Rehabilitation/Const. of Drainage System at Brgy. 5-A, Tacloban City** (hereinafter called the "Works") and the Entity has accepted the bid for **Four Million Nine Hundred Eighty-three Thousand Five Hundred Twenty-four Pesos & 08/100 (P4,983,524.08) only**, by the Contractor for the execution and completion of such Works within **One Hundred Fifty(150)** calendar days, 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 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 of 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 conforme thereto;
 - l) Other contract documents that may be required by existing laws and/or the Entity.
3. In consideration of the payments to be made by the Entity to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Entity to execute and complete the Works and remedy any defects therein in conformity with the provisions of this Contract in all aspects.
4. The 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.

5. That in case of dispute or difference of any kind whatsoever shall arise between the parties in connection with the implementation of Contract, Section 59.2 of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184, otherwise known as the Government Procurement Reform Act shall govern.
6. Parties, further agree that any dispute arising from the implementation of the contract will be submitted for **ARBITRATION** in Tacloban City **ONLY** AND in accordance with RA 876 otherwise known as "The Arbitration Law".



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, month and year first above written.


CITY GOVERNMENT OF TACLOBAN

(Owner)

**MIGHTY A'S CONSTRUCTION
& HARDWARE SUPPLY**

(Contractor)


By the authority of the City Mayor:
ALFRED S. ROMUALDEZ
City Mayor
(Party of the First Part)

ATTY. ALDRIN JUDE M. QUEBEC
City Administrator


ALQUIN A. PAZON
Proprietor/AMO
(Party of the Second Part)

SIGNED IN THE PRESENCE

ACKNOWLEDGEMENT

Republic of the Philippines)
Province of _____) S.S.
Tacloban City)

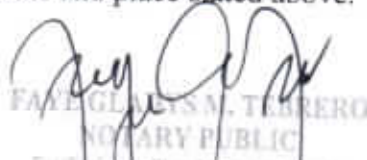
BEFORE ME, a Notary Public for in the above jurisdiction personally appeared the following:

1. **ALFRED S. ROMUALDEZ/**
Authorized Representative : _____
Competent Evidence of Identity : _____
Date/Place Issued : _____
2. **ALQUIN A. PAZON/**
Authorized Representative : _____
Competent Evidence of Identity : _____
Date/Place Issued : _____

Known to me to be the same person/s who executed the foregoing CONTRACT OF AGREEMENT and they acknowledge to me that the same is their true act and deed for and their witnesses on the left margin of the other pages signed by the contracting parties.

WITNESS my hand and seal on the date and place stated above.

Doc. No. 522 ;
Page No. 67 ;
Book No. UP ;
Series of 2020


FAYE GLADYS M. TEBRERO
NOTARY PUBLIC

For Tallahassee City, Province of Bayle
NC No. 20-00-33 until December 31, 2021
BOL No. 53206-100 Rec. No. 12-09-2019 for MD 3000
PWR No. 201024-01-0001 for CY 2020
26, 04 2020
GATE Compliance 2020-2021