

CONTRACT AGREEMENT

Contract No. INF-001, s. 2021

KNOW ALL MEN BY THESE PRESENTS:

This Contract entered into by and between:

The **LEYTE NORMAL UNIVERSITY** located in Tacloban City, an institution of higher learning created by virtue of Republic Act 7910, represented by its University President, **DR. JUDE A. DUARTE**, hereinafter referred to as the **UNIVERSITY**;

and

KALIPAYAN BUILDERS AND CONSTRUCTION SUPPLY/JELM CONSTRUCTION JOINT VENTURE located in Tacloban City and a duly registered entity represented herein by its Authorized Managing Officer, **ENGR. DINO LEONARD ROMERO** hereinafter referred to as the **CONTRACTOR**.

WHEREAS, the University is desirous that the Contractor execute the **MAJOR EXPANSION OF THE LEARNING RESOURCE CENTER with a Contract No. first before written** (hereinafter called "the Works") and the Entity has accepted the Bid for **ONE HUNDRED TWELVE MILLION NINE HUNDRED NINETY-SEVEN THOUSAND ONE HUNDRED THIRTY-SIX PESOS AND FIFTY-ONE CENTAVOS (PHP12,997,136.51)** to be completed within **300** calendar days by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

WHEREAS, the UNIVERSITY, as a result of the competitive bidding required by RA 9184 and supported by the Bids and Awards Committee Resolution No. 78-C, the Board Finance Committee Indorsement No. 01, s, 2021, and the Leyte Normal University Board of Regents Resolution No. 1268, s. 2021 granting authority for Dr. Jude A. Duarte to enter into a contract with Kalipayan Builders & Construction Supply/JELM Construction Joint Venture, has found such cost reasonable and advantageous to the government because of the extensive scope at a considerably low 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 in the 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;

LEO A. OYAMALIN, CPA

University Accountant

REYNALDO B. GARNACE, DA, JD

CAO for Administration

EVELYN B. AGUIRRE, DA

VP for Administration and Finance

ENGR. DINO LEONARD ROMERO

Kalipayan Builders and Construction
Supply/JELM Construction Joint Venture

JUDE A. DUARTE, DPA

University President

LEO A. OMAMALIN, CPA

University Accountant

- 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., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the UNIVERSITY'S bid evaluation;

REYNALDO B. GARNACE, DA, JD

CAO for Administration

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 UNIVERSITY 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.

EVELYN B. AGUIRRE, DA

VP for Administration and Finance

3. In consideration for the sum of **ONE HUNDRED TWELVE MILLION NINE HUNDRED NINETY-SEVEN THOUSAND ONE HUNDRED THIRTY-SIX PESOS AND FIFTY-ONE CENTAVOS (PHP112,997,136.51)** or such other sums as may be ascertained, **KALIPAYAN BUILDERS AND CONSTRUCTION SUPPLY/JELM CONSTRUCTION JOINT VENTURE** agrees to the Major Expansion of the Learning Resource Center in accordance with its Bid.

4. The **LEYTE NORMAL UNIVERSITY** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed this 15th of February 2021.

ENGR. DINO LEONARD ROMERO

Kalipayan Builders and Construction Supply/JELM Construction Joint Venture

JUDE A. DUARTE, DPA

University President

ENGR. DINO LEONARD ROMERO

Authorized Managing Officer

for:
LEYTE NORMAL UNIVERSITY

for:
KALIPAYAN BUILDERS AND
CONSTRUCTION SUPPLY /
JELM CONSTRUCTION JOINT
VENTURE

CERTIFIED ON THE AVAILABILITY OF FUNDS:

LEO A. OMAMALIN, CPA
University Accountant

Signed in the presence of:

EVELYN B. AGUIRRE, DA
VP for Administration and Finance

REYNALDO B. GARNACE, DA, JD
CAO for Administration

ACKNOWLEDGEMENT

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

BEFORE ME, a Notary Public, this _____ for the City of Tacloban, personally appeared DR. JUDE A. DUARTE and ENGR. DINO LEONARD ROMERO who acknowledged to me the authenticity and due execution of the foregoing document and who avow under the PENALTY OF LAW, to truth of the contents of the foregoing document and further acknowledged to me that the same is their free act and voluntary deed.

I hereby certify the affiants had been identified by the undersigned Notary Public through Competent Evidence of Identity as follows:

Name
JUDE A. DUARTE
ENGR. DINO LEONARD ROMERO

Competent Evidence of Identity
TIN: 134-657-409 Maasin City
TIN: 920-920-652 TACLOBAN CITY

Which bears their picture and signature and basing on the same, their picture appearing is one and the same signature on this document.

WITNESS MY HAND AND SEAL



ATTY. VIRGINIA A. BRAZIL

NOTARY PUBLIC
NC# 2020-01-09
UNTIL DECEMBER 27, 2021
LIFE-TIME MEMBER
D.R. NO. 1070983 05/20/18
LEYTE CHAPTER
PTR NO. 2090758 01/04/2021
TACLOBAN CITY

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