



METRO COTABATO WATER DISTRICT

Gov. Gutierrez Avenue, Cotabato City, P.O. Box 657

Tel. No. (064) 4211070; Telefax. No. (064) 4213009

Email Add: metrocotabatowaterdistrict@gmail.com



Certificate Number: AJA18-0099

Contract Agreement

THIS AGREEMENT made this 19th day of March, 2021 between **METRO COTABATO WATER DISTRICT**, Governor Gutierrez Avenue, Cotabato City, represented by **BIMBO A. SINSUAT, JR.**, who is duly authorized as Head of the Procuring Entity, hereinafter called the "**Entity**" and **REX E. MORALES CONSTRUCTION**, Brgy. Linao, Ormoc City, Leyte, 6541, Philippines, represented by **REXES E. MORALES**, who is the Sole Proprietor / General Manager, hereinafter called the "**Designer-Builder**".

WHEREAS, the Entity is desirous that the Designer-Builder execute Design and Build Scheme for a Modular Compact Water Treatment Facility and Equipment with a capacity of 8MLD (hereinafter called "the Works") and the Entity has accepted the Bid for **Fifty Four Million Three Hundred Fifty One Thousand and 00/100 Pesos Only (Php 54,351,000.00)** by the Designer-Builder for the execution and completion of such Works and the remedying of any defects thereon.

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 shall be attached, deemed to form and be read and construed as part of this Agreement, to wit:
3.
 - (a) General and Special Conditions of Contract;
 - (b) Drawings/Plans (Conceptual and As-Built Plan);
 - (c) Performance Specifications and Parameters (PSP);
 1. General Requirements
 2. Technical Specification Requirements
 3. Installation of Water Treatment Plant
 4. Civil Works
 5. Terms and Conditions
 6. Preliminary Survey
 7. Preliminary Investigation
 8. Utilities
 9. Project Design and Construction Schedule
 10. Minimum Requirements for Construction Safety and Health Program
 11. Submittals of Final Results of Study, Detailed Plans and Design and Other Pertinent Documents
 - (d) Instructions to Bidders;
 - (e) Bid Data Sheet;
 - (f) Addenda and/or Supplemental/Bid Bulletins;
 - (g) Bid form, including all the documents/statements contained in the Designer-Builder'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;
 - (h) Bill of Quantities submitted by Designer-Builder;



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- (i) Conceptual Detailed Cost Estimate submitted by Designer-Builder;
 - (j) Eligibility and Technical requirements, Technical and Financial Proposals documents and/or statements;
 - (k) Performance Security;
 - (l) Notice of Award of Contract, Notice to Proceed and the Designer-Builder conforme thereto;
 - (m) Activities stated in the Program of Works;
 - (n) Other contract documents that may be required by existing laws and/or the Entity concerned in the PBD's. Designer-Builder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution such as but not limited to Variation Orders and Warranty Security, shall likewise form part of the Contract.
4. In consideration of the payments to be made by the Entity to the Designer-Builder as hereinafter mentioned, the Designer-Builder 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 respects.
5. The Entity hereby covenants to pay the Designer-Builder 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.

IN WITNESS WHEREOF, We have hereunto set our hands this _____ day of _____, 2021 at Cotabato City, Philippines.

METRO COTABATO WATER DISTRICT

REX E. MORALES CONSTRUCTION

by: BIMBO A. SINSUAT, JR.
Chairman – Board of Directors

by: REXES E. MORALES
Proprietor/General Manager

SIGNED IN THE PRESENCE OF:

MARGARITA F. ROALES
Acting General Manager

ACKNOWLEDGEMENT

Republic of the Philippines



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City of Cotabato City S.S.

BEFORE ME, a Notary Public for and in the City of Cotabato City, this APR 14 2021 day of _____ 2021, personally appeared the following:

NAME	GOVERNMENT ID	DATE	PLACE
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1. Rexes E. Morales

2. Bimbo A. Sinsuat, Jr.

known to me and to me known to be same persons who executed the foregoing instruments and satisfactorily proven to me their identities through their aforesaid CTC and ID Nos. as:

POSITION

COMPANY

1. Proprietor/General Manager

Rex E. Morales Construction

2. Chairman – Board of Directors

Metro Cotabato Water District

and they acknowledged to me that the same are their own free act and deed, as well as the free and voluntary act of the entities they represent.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at the place and on the date above written.

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Page No. 73 ;
Book No. 209 ;
Series of 2021

NOTARY PUBLIC

RENATO M. EUGENIO
Notary Public
Cotabato City and Maguindanao
78 ND Avenue, Cotabato City
Until December 31, 2021
PTR No. 2041772-1-4-21-CC
IBP No. 151080-1-13-21-PC
Roll of Attorneys No. 30296
Commission No. 1