



Republic of the Philippines
University of Southeastern Philippines
 Davao City

CONTRACT AGREEMENT

THIS CONTRACT AGREEMENT, made this 13th day of December 2017, by and between:

The **University of Southeastern Philippines**, with office address at Bo. Obrero Davao City, represented by its President, Dr. **LOURDES C. GENERALAO**, hereinafter called the "ENTITY",

AND

The **HEXAMINDZ CORPORATION** with office address located at Pearl St., Marfori Heights Subdivision, Davao City, represented by its Authorized Representative, Engr. **IGNACIO T. PUA, JR.** hereinafter called the "CONTRACTOR";

WITNESSETH

WHEREAS, the Entity invited bids for **Contract ID No. 2017-30/ INFRA the Construction of 5-Storey CGB Building Phase 1B at USEP Obrero Campus, Davao City** and **Hexamindz Corporation** placed a bid. The ENTITY has accepted the calculated Bid of the CONTRACTOR for the execution and completion of the Works at the calculated unit bid price shown in the attached Bill of Quantities, or a total Contract price of **Twenty Six Million Three Hundred Fifty-Five Thousand Seventy-Three Pesos & 05/100 (PhP 26,355,073.05)**, with the following items and quantities included in the scope of works:

ITEM NO.	DESCRIPTION	QTY	UNIT	
I	GENERAL REQUIREMENTS	1	lot	81,076.89
II	STRUCTURAL WORKS (Formworks, Concrete, Steel Works and Plumbing Roughing ins)			
2.1	2 nd Floor to 3 rd Floor	1	lot	4,250,854.19
2.2	3 rd Floor to 4 th Floor	1	lot	4,257,518.19
2.3	4 th Floor to 5 th Floor	1	lot	4,293,245.89
2.4	5 th Floor to Roof Deck	1	lot	2,679,633.02
2.5	Structural Roof Works	1	lot	892,950.94
2.6	Structural (Elevator with Slab)	1	lot	1,848,762.92
III	ARCHITECTURAL WORKS	1	lot	6,219,326.66
IV	PLUMBING ROUGHING INS	1	lot	555,468.39
V	ELECTRICAL ROUGHING INS	1	lot	771,264.70
VI	LOUVERS ROUGHING INS	1	lot	504,971.26
			Total	26,355,073.05

WHEREAS, the whole WORKS in this PROJECT as covered by this CONTRACT shall be completed within **Two Hundred Forty (240) calendar days** in accordance with the provisions of the Bid documents.

NOW THIS CONTRACT AGREEMENT WITNESSETH AS FOLLOWS:

- In this CONTRACT AGREEMENT, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
- The following documents shall be attached, deemed to form, and be read and construed as part of this CONTRACT AGREEMENT:

WITNESS
 HEXAMINDZ CORPORATION
 ENGR. IGNACIO T. PUA, JR.
 Authorized Representative
 ROLANDO B. ENRIQUEZ
 Finance Director
 MA. LUISA B. FAUNILLAN
 Vice President for Administration
 LOURDES C. GENERALAO
 President
 UNIVERSITY OF SOUTHEASTERN PHILIPPINES

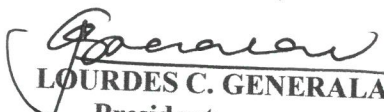
- (a) Bidding Documents for the Contract
 - (1) General Conditions of Contract
 - (2) Special Conditions of Contract
 - Drawings
 - Specifications
 - Instruction to Bidders
- (b) CONTRACTOR's Calculated Bid
- (c) Notice of Award of Contract and the CONTRACTOR's "conforme" thereon
- (d) Performance Security
- (e) PERT/CPM diagram and bar chart with S-curve
- (f) Approved BAC Resolution Recommending the Approval of the Awarding of the Project:
Construction of 5-Storey CGB Building Phase 1B, USEP Obrero Campus, Davao City


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 AGREEMENT in all respects.
4. In consideration of the execution and completion of the Works by the CONTRACTOR, the ENTITY hereby covenants to pay the CONTRACTOR the unit prices in the CONTRACTOR's Calculated Bid, as applied to the actual quantities accomplished as certified by the PROCURING ENTITY and within twenty (20) days after the signing of contract and submission by the CONTRACTOR of a Performance Security in an amount equal to the percentage of the total contract price in accordance with the schedule set forth in the Implementing Rules and Regulations (IRR) of RA 9184, the ENTITY shall give an advance payment of ten (10) percent and the remaining amount shall be paid in two (2) installments based on progress billing.
5. Upon final acceptance of the project by the ENTITY, the CONTRACTOR shall be held responsible for structural defects and/ or failure of the completed project within the following warranty periods pursuant to section 62.2.2,IRR-A of R.A. 9184.

In case of breach of contract, an amount equivalent to at least one-tenth of one percent (0.1%) of the cost of the unperformed portion for every day of delay shall be paid by the contractor as liquidated damages.

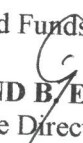
IN WITNESS whereof, the parties thereto have caused this CONTRACT AGREEMENT to be executed the day and year first before written.

UNIVERSITY OF SOUTHEASTERN PHILIPPINES (USEP):


LOURDES C. GENERALAO
President


MA. LUISA B. FAUNILLAN
Vice President for Administration

WITNESSED BY:

Certified Funds Available:

ROLAND B. ENRIQUEZ
Finance Director, USEP

HEXAMINDZ CORPORATION


ENGR. IGNACIO T. PUA, JR.
Authorized Representative

REPUBLIC OF THE PHILIPPINES)
City of Davao)ss

ACKNOWLEDGMENT

BEFORE ME, as the Notary Public for and within the City of Davao, personally appeared

Name	Valid I.D.	Date/Place Issued
Dr. Lourdes C. Generalao	GSIS ID # 006-0085-6444-5	Davao City
Engr. Ignacio T. Pua, Jr.		
Ms. Ma. Luisa B. Faunillan	GSIS ID # 760125003323	Davao City
Mr. Rolando B. Enriquez	GSIS ID # 5010243112	Davao City

Known to me to be the same persons who executed the foregoing CONTRACT and AGREEMENT and they acknowledged to me that the same is their true act and deed for and in behalf of the parties they represented.

This instrument consist of three (3) pages, including this page, on which this acknowledgement is written duly signed by the contracting parties and their witnesses on the margin of this page and on the other pages.

IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official Seal this 15th day of December 2017.

Doc. No. 303
Page No. 61
Book No. VI
Series of 2017



WILLIAM U. TIU
Notary Public for Davao City
Commission No. 163-2016, until 12/31/17
Roll of Attorneys No. 43179
Lifetime IBP No. 04568, 3/17/03, Manila
PTR No. 8334292, 1/3/17, Davao City
C5 Dormitel Roxas Ave., Davao City

