

Contract ID No. : 2017-07/Infra  
Name of Contract: Roof Repainting of College of Technology and College of Engineering  
Location : Obrero Campus, Davao City

Witness

Republic of the Philippines  
UNIVERSITY OF SOUTHEASTERN PHILIPPINES  
Davao City

**CONTRACT AGREEMENT**

THIS CONTRACT AGREEMENT, made this 12<sup>TH</sup> day of August 2017, between University of Southeastern Philippines, with office address at Bo. Obrero Davao City, hereinafter called the "ENTITY", and **Linc Probuilders** with office address located at Door 8-A Mantex Arcade, Magallanes St., Davao City hereinafter called the "CONTRACTOR";

WHEREAS, the ENTITY is desirous that the CONTRACTOR execute the Works under **Contract ID No. 2017-07/ INFRA** in USEP Obrero, Davao City, hereinafter called "the Works", and 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 **Seven Hundred Ninety Seven Thousand Three Hundred Twenty Eight Pesos (PñP 797,328.00)**.

WHEREAS, the whole WORKS in this PROJECT as covered by this CONTRACT shall be completed within **Forty Five (45) calendar days** in accordance with the provisions of the Bid documents.

NOW THIS CONTRACT AGREEMENT WITNESSETH AS FOLLOWS:

1. 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.
2. The following documents shall be attached, deemed to form, and be read and construed as part of this CONTRACT AGREEMENT:
  - (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: **Roof Re-painting of College of Technology and College of Engineering at 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 Revised Implementing Rules and Regulations (RIRR) of RA 9184, the ENTITY shall give an advance payment of ten (10) percent and the remaining amount shall be paid based on progress billing.
5. Upon final acceptance of the project by the University, the CONTRACTOR shall be held responsible for structural defects and/ or failure of the completed project within the following warranty periods pursuant to section 62.2.3, Revised IRR of R.A. 9184.

LINC PROBUILDERS,  
*Abraham S. Cuison*  
MR. ABRAHAM CUISON  
President

ROLANDE ENRIQUEZ  
*Rolande Enriquez*  
Finance Director, USEP

UNIVERSITY OF SOUTHEASTERN PHILIPPINES (USEP):  
*M.A. Luisa B. Faunillan*  
M.A. LUISA B. FAUNILLAN  
VP for Administration

UNIVERSITY OF SOUTHEASTERN PHILIPPINES (USEP):  
*Lourdes C. Generalao*  
LOURDES C. GENERALAO  
President

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In case of breach of contract, an amount equivalent to at least one-tenth (1/10) of one (1) percent of the cost of the unperformed portion for every day of delay shall be paid by the contractor as liquidated damages.

The following items and quantities are included in the scope of work:

ITEM NO.	DESCRIPTION	QTY.	UNIT	LINC PROBUILDERS, INC.	
				Unit Cost	Amount
I.	GENERAL REQUIREMENTS	1.00	lot	197,939.84	197,939.84
II.	PAINTING WORKS	1.00	lot	599,388.16	599,388.16
	<b>TOTAL</b>	<b>1</b>	<b>lot</b>		<b>Php 797,328.00</b>

LINC PROBUILDERS  
 MR. ABRAHAM CUISON  
 President

ROLAND B. ENRIQUEZ  
 Finance Director, USeP

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):

LINC PROBUILDERS INC:

LOURDES C. GENERALAO  
 President 8/10/17

MR. ABRAHAM CUISON  
 President

WITNESSED BY:

MA. LUISA B. FAUNILLAN  
 Vice President for Administration

Certified Funds Available:

ROLAND B. ENRIQUEZ  
 Finance Director, USeP

UNIVERSITY OF SOUTHEASTERN PHILIPPINES (USeP):  
 MA. LUISA B. FAUNILLAN  
 VP for Administration  
 LOURDES C. GENERALAO  
 President

REPUBLIC OF THE PHILIPPINES)

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### 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
Ms. Ma. Luisa B. Faunillan	GSIS ID # 760125003323	Davao City
Mr. Abraham Cuison		
Mr. Roland 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 AUG 16 2017 day of     2017.

**JAMES MICHAEL D. CABADING**  
Notary Public  
Until December 31, 2018  
Roll of Attorney's No. 64012  
PTR OR. No. 8050396 - 01/04/17  
IAP OR. No. 1059836 - 01/05/17

Dec. No. 480  
Page No. 916  
Book No. VI  
Series of 2017

UNIVERSITY OF SOUTHEASTERN PHILIPPINES (UseP):

**MA. LUISA B. FAUNILLAN**  
VP for Administration

**LOURDES C. GENERALAO**  
President

**ROLAND B. ENRIQUEZ**  
Finance Director, UseP

**MR. ABRAHAM CUISON**  
President

Witness