

Contract Agreement

CONTRACT AGREEMENT

THIS NEGOTIATED AGREEMENT for the Additional Works for the Provincial Satellite Auditing Office (PSAO)-Baybay in Baybay City, Leyte, re: Installation of Fire Sprinkler System and Elevated Water Tank, made and entered into this 10th day of November, 2022 between the **COMMISSION ON AUDIT (COA)**, Regional Office No. VIII, Leyte Government Center, Candahug, Palo, Leyte (hereinafter called the "Entity") of the one part and represented in this transaction by its Officer-in-Charge, **Atty. ARNEL T. JARANILLA**, who is duly authorized to represent the Commission; and **MJCG CONST. INC.**, of Block 7 Lot 3 GB Homes Subdivision, Brgy. 95 Caibaan, Tacloban City (hereinafter called the "Contractor") of the other part and represented in this transaction by its President/CEO, **Engr. CEFERINO A. GARCIA, Jr.**:

WHEREAS, the Bids and Awards Committee (BAC) Resolution No. 2022-085, Series of 2022 dated October 17, 2022 recommending the procurement for the Additional Works for the Provincial Satellite Auditing Office (PSAO)-Baybay involving an amount not exceeding Three Million Three Hundred Ninety-Six Thousand Nine Hundred Ninety Pesos and 38/100 (PhP 3,396,990.38) (hereinafter called as the **Contract Price**) with MJCG CONST. INC. through Negotiated Procurement was approved by the Head of the Procuring Entity.

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 Contract Agreement for the Construction of the Provincial Satellite Auditing Office (PSAO)-Baybay in Baybay City, Leyte entered on October 5, 2021.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - a) Program of Work and Detailed Estimates;
 - b) the Plans and Specifications;
 - c) the Performance Security; and
 - d) the Entity's Notice of Award and the Bidder's Conforme thereto.
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 and complete the works within **Forty-Five (45) calendar days** and to remedy defects therein in conformity in all respects with the provisions of the Contract.
4. The Entity hereby covenants to pay the Contractor in consideration of the execution and completion of the Inspection and Acceptance of the project wherein the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.
5. That any Variation Order that may arise during the implementation of the contract maybe allowed upon the instance and/or recommendation of the Project Management Team, this Commission, this Region.

CERTIFICATION AS TO AVAILABILITY OF FUNDS (CAF):

Bambie Eve A. Climacos
BAMBIE EVE A. CLIMACOSA
Regional Accountant

Marilyn C. Gomez
MARILYN C. GOMEZ
Budget Officer



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

MJCG CONST. INC.
(Contractor)

COMMISSION ON AUDIT
Regional Office No. VIII
(Entity)

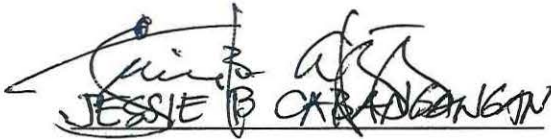
By:


Engr. CEFERINO A. GARCIA, Jr.
Proprietor

By:


Atty. ARNEL T. JARANILLA
Officer-in-Charge

SIGNED IN THE PRESENCE OF:


JESSIE B. CARANANSON


AIDA A. BARIATA
Division Chief, ATFD

ACKNOWLEDGEMENT

BEFORE ME personally appeared Engr. CEFERINO A. GARCIA, Jr. with _____ ID No. _____ issued on _____ at _____ and Officer-in-Charge Atty. ARNEL T. JARANILLA with COA ID No. 0215953, the same persons who executed the foregoing acknowledgement and they acknowledged to me the same is their free act and deed.

This instrument consists of two (2) pages including this page wherein the acknowledgement is written and duly signed by the herein parties and their instrumental witnesses on each and every page thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 11 NOV 2022 at Tacloban City, Philippines.

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~~ATTY. EMMANUEL A. RELADOR, JMM
Notary Public until June 2022, B.M. No. 3795
COA No. 163, 2018, 2022, Tacloban City
PTR No. 10510, Jan. 7, 2022, Tacloban City
Roll of Attorneys No. 70760
MCLE Compliance No. VII-0005022, July 16, 2021
MCLE Compliance No. VI-00126136, Aug. 22, 2018
09177126988/ erelador@yahoo.com
Room A-108, Mendoza Complex (Kokoy's Building)
Sto. Niño Ext, Tacloban City~~

CERTIFICATION AS TO AVAILABILITY OF FUNDS (CAF):


BAMBIE EVE A. CLIMACOSA
Regional Accountant


MARILYN C. GOMEZ
Budget Officer