

CONTRACT AGREEMENT

THIS AGREEMENT, made this day of DEC 06 2021 2021 between the **CITY GOVERNMENT OF TABACO, Tabaco City, Albay, Philippines** (hereinafter called “the Entity”) of the one part and **METRO RETAIL STORES GROUP, INC, Viscal Building, cor. CD Seno & WO Seno Sts. NRA Guizo, Manadaue City, Cebu** (hereinafter called “the Supplier”) of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly *Supply & Delivery of Grocery Items for the Tabang Tabaqueños Program, City Mayor’s Office, Tabaco City under Contract ID No. 036-10-2021-GOODS* and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of *Ten Million Three Hundred Ninety Thousand One Hundred Pesos (Php 10,390,100.00)* (hereinafter called “the Contract 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 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 integral part of this Agreement, *viz.*:
 - i. Philippine Bidding Documents (PBDs);
 - a) Schedule of Requirements;
 - b) Technical Specifications;
 - c) General and Special Conditions of Contract; and
 - d) Supplemental or Bid Bulletins, if any
 - ii. 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 Procuring Entity’s bid evaluation;
 - iii. Performance Security;
 - iv. Notice of Award of Contract; and the Bidder’s conforme thereto; and
 - v. Other contract documents that may be required by existing laws and/or the Procuring Entity 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.**
3. In consideration for the sum of *Ten Million Three Hundred Ninety Thousand One Hundred Pesos (Php 10,390,100.00)* or such other sums as may be ascertained, *Metro Retail Stores Group, Inc.* agrees to *supply and deliver grocery items for the Tabang Tabaqueños Program* in accordance with his/her/its Bid.

4. The *City Government of Tabaco* agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.


CIELO KRISEL LAGMAN-LUISTRO

City Mayor

for:

City Government of Tabaco


MARIA SHIELA M. ENAJE

Store Manager/Authorized Representative

for:

Metro Retail Stores Group, Inc.

Witnesses:


SHERRY A. TRILLES

City Budget Officer


ATTY. JOVITO BRON CODERIS, JR.

City Legal Officer

Republic of the Philippines

Province of Albay)S.S.

Mun/City Legazpi City

ACKNOWLEDGEMENT

Before me, Notary Public for and in the Province of Albay including the City of Tabaco, personally appeared **CIELO KRISEL LAGMAN-LUISTRO** with Driver's License No. X01-03-054919; Issued On April 03, 2017 in her capacity as City Mayor, City of Tabaco and **MARIA SHIELA M. ENAJE** with Community Tax Certificate No. 01350919 issued on January 6, 2021 at Legazpi City representing **Metro Retail Stores Group, Inc.** to me and known to be the same persons who executed the foregoing Contract and Agreement and they acknowledge to me that the same is their true act and deed for in behalf of the PARTIES they represent

IN WITNESS WHEREOF, I have hereunto affixed my signature and seal this DEC 06 2021 day of Legazpi City Philippines.

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WILSON M. ANDES
NR-2011-04 NOTARY PUBLIC
FOR THE PROVINCE OF ALBAY
(2ND DIST.) LEGAZPI CITY
UNTIL DECEMBER 31, 2022
RCY BLDG., ALBAY DIST., LEGAZPI CITY
ROLL NO. 32950, IBP NO. PAID-12/01/20
PTR NO. 7074953 LEG. CITY 01/04/21

