

CONTRACT AGREEMENT

THIS AGREEMENT, made this SEP 29 2023 day of 2023 between the **CITY GOVERNMENT OF TABACO, Tabaco City, Albay, Philippines** (hereinafter called "the Entity") of the one part and **SUMMA WATER RESOURCES INC., KM 20 Interior, East Service Road, Cupang, Muntinlupa City** (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Supply, Delivery, Installation, & Commissioning of Equipment for the Establishment of Water Desalination Facility in Brgy. Hacienda, San Miguel Island, Tabaco City, Albay under Contract ID No. 031-08-2023-GOODS** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Two Million Eight Hundred Sixty-Five Thousand Eight Hundred Eighty-Two Pesos and Forty-Nine Centavos (Php 2,865,882.49)** (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 conformed 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 **Two Million Eight Hundred Sixty-Five Thousand Eight Hundred Eighty-Two Pesos and Forty-Nine Centavos (Php 2,865,882.49)** or such other sums as may be ascertained, **SUMMA WATER RESOURCES INC.** agrees to **supply and deliver the desalination equipment** 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.


NESTOR T. SAN PABLO
Acting City Mayor


ROLDAN A. PONCIO
Authorized Representative

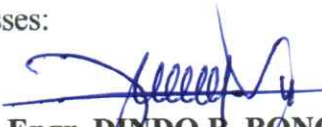
for:

City Government of Tabaco

for:

Summa Water Resources Inc.

Witnesses:


Engr. DINDO B. BONGALOSA
OIC-City Engineering Office


ATTY. JOVITO BRON CODERIS, JR.
City Legal Officer

Republic of the Philippines
Province of Albay)S.S.
Mun/City


MAKATI CITY

ACKNOWLEDGEMENT

Before me, Notary Public for and in the Province of Albay including the City of Tabaco, personally appeared **NESTOR T. SAN PABLO** with **UMID ID CRN-000-5025-7737-4** in his capacity as Acting City Mayor, City of Tabaco and **ROLDAN A. PONCIO** with CTC/ID No. _____ issued on _____ at _____ representing **SUMMA WATER RESOURCES 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 **SEP 29 2023** day of _____ Philippines.
MAKATI CITY

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ATTY. JOHN DOMINGO A. PONCE, JR.
NOTARY PUBLIC
APPOINTMENT No. M-068 / MAKATI CITY
UNTIL December 31, 2023
PTR No. 9565652 / 01-03-2023 / MAKATI CITY
IBP No. 260608 / 01-05-2023 / RIZAL
MCLE COMPLIANCE No. VI-0027026 / 05-28-2019
ROLL NO. 36452 / TIN No. 106-099-102-000
Unit G-14 Makati Executive Tower 3
Sen. Gil Puyat Avenue, Pio del Pilar,
Makati City, Metro Manila