

Contract Agreement No.: 2025-10-023

Contract Name/Location: Flood Control Project: Desilting/Upgrading of Riverbanks and Construction of Wooden Checkgate at Moras dela Paz Creek, Brgy. Moras dela Paz, Sto. Tomas, Pampanga

BAC Secretariat

CONTRACT FORM

This CONTRACT executed on the _____ day of OCT 20 2025 2025 by and between:

JOHNNY A. SAMBO, Municipal Mayor of MUNICIPALITY OF STO. TOMAS, PAMPANGA, a government agency of the Republic of the Philippines, hereinafter called "the Entity";

-and-

RODERICK G. DIAZ of R.G DIAZ BUILDERS & TRADING, a company duly organized and existing under the laws of Philippines, with principal office at **San Nicolas, Guagua, Pampanga**, hereinafter called "Contractor".

WHEREAS, the Entity invited Bids for certain works, particularly **FLOOD CONTROL PROJECT: DESILTING/UPGRADING OF RIVERBANKS AND CONSTRUCTION OF WOODEN CHECKGATE AT MORAS DELA PAZ CREEK, BRGY. MORAS DELA PAZ, STO. TOMAS, PAMPANGA**;

WHEREAS, the Contractor submitted a responsive bid and was awarded the contract for the procurement in the total amount of **One Million Nine Hundred Ninety-Two Thousand Five Hundred Fifty-Four Pesos and Thirty-Seven Centavos (Php1,992,554.37)** hereinafter referred to as the "Contract Price."

NOW, THEREFORE, for and in consideration of the foregoing premises, the parties hereby agree as follows:

1. Unless otherwise stated, terms and expressions used in this Contract shall have the same meanings as those assigned to them in the Conditions of Contract, which form an integral part of this Contract.
2. The following documents as required by the Implementing Rules and Regulations of Republic Act No. 12009 shall form part and be read and construed as integral parts of this Contract, viz.:
 - a. Philippine Bidding Documents (PBD);
 - *For Procurement of Infrastructure Projects*
 - i. Drawings/Plans;
 - ii. Scope of Work;
 - iii. Invitation to Bid;
 - iv. Instructions to Bidders;
 - v. Bid Data Sheet;
 - vi. 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;
 - vii. Bill of Quantities;
 - viii. General and Special Conditions of Contract;

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- ix. Supplemental Bid Bulletins, if any; and
 - x. Other contract documents that may be required by existing laws and/or the Entity.
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- b. Winning bidder's bid, including the Eligibility Requirements, Technical and Financial Proposals, and all other documents or statements submitted;
 - c. Performance Security;
 - d. Notice of Award of Contract; and the Bidder's Conforme thereto; and
 - e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBD, such as but not limited to the Notice to Proceed and Warranty Security.
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3. In consideration of the Contract Price of **One Million Nine Hundred Ninety-Two Thousand Five Hundred Fifty-Four Pesos and Thirty-Seven Centavos (Php1,992,554.37)** or such other sums as may be determined in accordance with the terms of the Contract, the Contractor agrees to deliver and perform the items and related services for the **FLOOD CONTROL PROJECT: DESILTING/UPGRADING OF RIVERBANKS AND CONSTRUCTION OF WOODEN CHECKGATE AT MORAS DELA PAZ CREEK, BRGY. MORAS DELA PAZ, STO. TOMAS, PAMPANGA**, described herein in accordance with the terms and conditions specified in the Contract and its annexed documents.
4. The **MUNICIPALITY OF STO. TOMAS** agrees to pay the above-mentioned sum to the Contractor in accordance with the schedule and manner provided in the Bidding Documents and its annexes.
5. Any dispute, difference, or claim arising out of or relating to this Contract, including its existence, validity, interpretation, breach, or termination thereof, may be submitted to arbitration or other form of alternative dispute resolution in accordance with the applicable law, such as Republic Act No. 9285 (Alternative Dispute Resolution Act of 2004) or Executive Order No 1008, series 1985 (Construction Industry Arbitration Law).

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

For the Procuring Entity

Head of the Procuring Entity or Duly
Authorized Representative

Municipal Mayor

Date: _____

For the Bidder

Duly authorized to sign the Contract for and
behalf of **R.C. DIAZ BUILDERS & TRADING**

RODERICK G. DIAZ

Owner/Manager

Date: _____

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Signed in the presence of:



AL

Witness

ACKNOWLEDGMENT

BEFORE ME, A Notary Public for and in the City of San Fernando, Pampanga
of Pampanga, this 20 day of OCT 20 2025, 2025, personally appeared
the above-named persons who have satisfactorily proven to me their identity, through their
identifying documents written below their names and signatures, that they are the same persons
who executed and voluntarily signed the foregoing instrument consisting of 3 pages, including
this page where this Acknowledgement is written, which they acknowledged before me as their
free and voluntary act and deed.

WITNESS MY HAND AND SEAL this 20 day of OCT 20 2025.

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Notary Public
Until December 31, 2025
Notarial Commission No. 25 - 24
PTR No. 0747954 E - 01/02/2025 - CSFP
IBP No. 492218 - 01/02/2025 - Pasig City
Roll No. 26790
MCLE No. VIII-0001744 (4/14/28)

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