



Santa Maria

WATER DISTRICT

CONTRACT AGREEMENT

CA-2023-04-011

PROJECT: SUPPLY AND DELIVERY OF HDPE TUBING AND PLASTIC FITTINGS REQUIREMENT OF THE SMWD FOR CY 2023 (RE-BID)

THIS AGREEMENT, made this 25th day of April 2023 between **SANTA MARIA WATER DISTRICT** and **HYDRO PHIL ASIA, INC.**

KNOWN ALL MEN BY THESE PRESENTS:

SANTA MARIA WATER DISTRICT, a Government Owned and Controlled Corporation (GOCC) duly organized and existing under and by virtue of Presidential Decree No. 198, as amended, with principal office address at No. 302 J.P Rizal St., Poblacion, Santa Maria, Bulacan, represented by its General Manager, **ENGR. CARLOS N. SANTOS, JR.**, duly authorized for this purpose, hereinafter called the **ENTITY**.

And -

HYDRO PHIL ASIA, INC., a duly organized and existing entity under and by virtue of the laws of the Republic of the Philippines, with principal office address at No. 393 G.P. Purok 3, Brgy. Lumang Bayan, Plaridel, Bulacan represented by its Vice President, **RIC JHASON HERNANDEZ**, hereinafter called the **SUPPLIER**.

WITNESSETH:

WHEREAS, in response to the **ENTITY's** Invitation to Bid, the **SUPPLIER** submitted its bid to the Procuring Entity to deliver **SUPPLY AND DELIVERY OF HDPE TUBING AND PLASTIC FITTINGS REQUIREMENT OF THE SMWD FOR CY 2023 (RE-BID)**;

WHEREAS, the bid of the **SUPPLIER** is the **Single Calculated and Responsive Bid**;

WHEREAS, the **ENTITY** has awarded the Contract to the **SUPPLIER** at the price stipulated in its winning BID of **ONE MILLION FOUR HUNDRED TWENTY THREE THOUSAND FOUR HUNDRED THIRTY-SEVEN PESOS AND NINETY-FOUR CENTAVOS (PhP1,423,437.94)** inclusive of taxes.

WHEREAS, the Entity is desirous that the Supplier execute the project, "**SUPPLY AND DELIVERY OF HDPE TUBING AND PLASTIC FITTINGS REQUIREMENT OF THE SMWD FOR CY 2023 (RE-BID)**" (hereinafter called "the Goods") and the Entity has accepted the Bid for **ONE MILLION FOUR HUNDRED TWENTY THREE THOUSAND FOUR HUNDRED THIRTY SEVEN PESOS AND NINETY-FOUR CENTAVOS (PhP1,423,437.94)** by the Supplier for the supply and delivery of such Goods and the remedying of any defects therein.

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 hereinafter referred to.
2. The following documents shall be attached, deemed to form, and be read and construed as part of this Agreement, viz:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;

"YOUR WATER. OUR OBLIGATION
YOUR CONVENIENCE. OUR SERVICE."





Santa Maria

WATER DISTRICT

- ii. Technical Specifications;
- iii. General and Special Conditions of Contract; and
- iv. 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 of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the HDPE Tubing and Plastic Fittings identified in the bidding documents and to remedy defects therein in conformity in all respects with the provisions of the Contract.
- 4. The Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects wherein, the Contract Price or such other sum as may become payable under the provisions of this Contract at the time and in the manner prescribed by this Contract.
- 5. This Contract Agreement shall take effect from the receipt of the Notice to Proceed (NTP) until the Issuance of Certificate of Completion by the Procuring Entity.

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

PROCURING ENTITY

SANTA MARIA WATER DISTRICT

Sgd.
ENGR. CARLOS N. SANTOS, JR.
General Manager

SUPPLIER

HYDRO PHIL. ASIA, INC.

Sgd.
MR. RIC JHASON HERNANDEZ
Vice President

SIGNED IN THE PRESENCE OF:

Sgd.
Ms. AMELIA S. DE JESUS
Chairperson, SMWD Board of Directors

Sgd.
Ms. MARIA LEONORA S. ROMARATE
Chairperson, SMWD Bids and Awards Committee



Santa Maria WATER DISTRICT

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF BULACAN) S.S.
MUNICIPALITY OF STA. MARIA)

BEFORE ME, this APR 28 2023 day of April, 2023 personally appeared:

Name	ID
MR. RIC JHASON HERNANDEZ	TIN NO. 215-714-497-000
ENGR. CARLOS N. SANTOS JR.	TIN NO. 163-672-791-000

Who made known to me that they are the same persons who executed the foregoing instrument and acknowledged to me that the same is their own free and voluntary act and deed as well as that of the entities they respectively represent.

This instrument refers to a CONTRACT AGREEMENT, consisting of three (3) pages including this page, each of which is duly signed by the parties to the instrument and those of the witnesses and sealed with the notarial seal.

WITNESS MY HAND AND SEAL on the day, year and place first above written.

Doc. No. 100
Page No. 21
Book No. 6
Series of 2023

ATTY. REYNALDO B. TANTE
 NOTARY PUBLIC
 UNTIL DECEMBER 31, 2023
 5RD UNIT 2ND FLOOR MAXFEL BLDG.
 J.C DE JESUS STREET, POBLACION,
 SANTA MARIA, BULACAN
 PTR NO. 0001098005 01-03-2023
 IBP NO. 155640 01-29-21
 ROLL NO. 41600
 MGLE COMPLIANCE VH NO. 0002641 02-29-20
 PNC 64 - MB - 2021

[Addendum showing the corrections, if any, made during the Bid evaluation should be attached with this agreement]