

OBMB BUILDERS
Representative



PHILIPPINE
PORTS
AUTHORITY



CONTRACT AGREEMENT

Maintenance of Existing Powerhouse, Port of Cagayan de Oro [MPF-MOC-61-2025]

This Agreement was made and entered into this **23rd day of October**, in Cagayan de Oro City, Philippines, by and between:

PHILIPPINE PORTS AUTHORITY (PPA), a government corporation created under Presidential Decree No. 857, as amended, with principal office at PPA Building No.2, Port Area, Macabalan, Cagayan de Oro City, represented herein by its duly authorized Port Manager **FERNANDO B. MAPALO, JR.**, hereinafter called the **"ENTITY"**;

- and -

OBMB BUILDERS (TIN # 450-290-415-000) is a private corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with business and office address at Brgy. Dilausan, Balindong, Lanao del Sur, BARMM, Philippines, represented in this act by its duly authorized representative, **OMAR L BATALUNA, JR.**, and hereinafter referred to as **"CONTRACTOR"**.

Whereas, the Entity is desirous that the Contractor execute the **Maintenance of Existing Powerhouse, Port of Cagayan de Oro [MPF-MOC-61-2025]** (hereinafter called **"the WORKS"**) with an **Approved Budget for the Contract (ABC) of Php 421,178.29**, and the Entity has accepted the **Bid for Three Hundred Ninety-Three Thousand Three Hundred Fifteen Pesos and 00/100 only (Php 393,315.00)** by the Contractor for the execution and completion of such Works 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 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 part of this Agreement, viz.:
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawings/Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. Supplemental or Bid Bulletins, if any;
 - b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;
 - c. 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;



ISO 9001:2015
ISO 14001:2015
ISO 45001:2018

PORT MANAGEMENT OFFICE OF MISAMIS ORIENTAL/CAGAYAN DE ORO
Port Area, Macabalan, Cagayan de Oro City 9000, Philippines
Tel No.: (088) 856-1264, Fax (088) 856-4667
Website: www.ppa.com.ph





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- d. Performance Security;
 - e. Notice of Award of Contract and the Bidder's conforme thereto; and
 - f. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. The 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 **Three Hundred Ninety-Three Thousand Three Hundred Fifteen Pesos and 00/100 only (Php 393,315.00)** or such other sums as may be ascertained, **OBMB BUILDERS** agrees to undertake and complete the works in accordance with the required specifications and remedy any defects therein in conformity with the provisions of this Contract and Contract Documents and in accordance with his/her/its Bid.
4. The *Port Management Office of Misamis Oriental/Cagayan de Oro* agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. In execution of its Works, **OBMB BUILDERS** shall likewise hold PPA free and harmless from any liability due to actions, damages, or accident it may cause in the course thereof.
6. The failure of PPA to insist upon a strict performance of any of the terms, conditions, and covenants hereof shall not be deemed a relinquishment or waiver of any of the rights or remedies that it may have, not shall it be construed as a waiver of any subsequent breach or default of its terms, conditions, and covenants which shall continue to be in full force and effect. Silence on the part of PPA shall not be considered as condonation or waiver of any breach or default by **OBMB BUILDERS** of any covenant or condition herein provided. No waiver by PPA of its rights under this Contract shall be deemed to have been made unless expressly made in writing and signed by its duly authorized representative.

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

PHILIPPINE PORTS AUTHORITY

TIN: 000-352-232

By:

FERNANDO B. MAPALO, JR.

Port Manager, PMO MO/C

OBMB BUILDERS

TIN: 450-290-4157000

By:

OMAR L. BATALUNA, JR.

Proprietor/General Manager

WITNESSES

MEDARDO L. SOSOBRAADO, JR.

Port Police Division Manager, PMO MO/C

OBMB BUILDERS

Representative



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ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF CAGAYAN DE ORO) S.S.

BEFORE ME, a Notary Public for and in the City of Cagayan de Oro, Philippines, this
OCT 24 2025, personally appeared the following:

NAME	PROOF OF IDENTITY	ISSUED DATE	PLACE OF ISSUE
Fernando B. Mapalo, Jr.	00642004	05/15/2024	Manila, Philippines
Omar L. Bataluna, Jr.	<u>1402-05-000595</u>	<u>7/5/2024</u>	<u>Iligan City</u>

known to me and to me known to be the same person who executed the foregoing instrument and they acknowledged to me that the same is their own free act and deed as well as the free and voluntary act of the judicial person they represent:

POSITION	COMPANY	CTC No.	DATE	PLACE
Port Manager	Philippine Ports Authority	03010040	03/04/25	Cag. de Oro C.
General Manager	OBMB BUILDERS	<u>00094415</u>	<u>1/9/2024</u>	<u>Iligan City</u>

The foregoing instrument is a contract for the **Maintenance of Existing Powerhouse, Port of Cagayan de Oro [MPF-MOC-61-2025]**, consisting of Three (3) pages, including this page on which this Acknowledgement is written, signed by the parties and their instrument witnesses on each and every page thereof.

IN WITNESS WHEREOF, I have hereunto affixed my hand and notarial seal on these presents at the place and on the date first above written.

Doc. No. 848 ;
Page No. 81 ;
Book No. X ;
Series of 2025

KEMAL M. PADATE
Notary Public

NC No. 2024-150; Until December 31, 2026
IBP O.R. No. 433433; 12-27-2024 / Pasig City
PTR O.R. No. 6088713 A; 12-17-2024 / CDO
MCLE Compliance No. VII-0014524; 04-05-2022
Roll of Attorneys No. 74560
TIN No. 433-470-983-000
2/F TSS Bldg., Tomas Saco 14th St.,
Macasandig, Cagayan de Oro City