

CONTRACT AGREEMENT

**(Project Management Services for the Design and Construction of the UP
Mindanao Aquatics Center Phase 1**

KNOWN ALL MEN BY THESE PRESENTS:

This Contract is made and entered into by and between:

The **UNIVERSITY OF THE PHILIPPINES**, the national university, created by virtue of Act No. 1870, as amended and strengthened by Republic Act No. 9500, through its constituent university in Mindanao, with principal address at Administration Building, Mintal, Tugbok District, Davao City, represented herein by its Chancellor, **SYLVIA B. CONCEPCION, Ph.D.**, hereinafter referred to as the "**UNIVERSITY**";

-and-

The **A.C. ONG CONSULTING INC.**, an entity duly organized and existing under the laws of the Republic of the Philippines, with address at 2/F LTA Building, 118 Perea St., Legaspi Village, 1229 Makati City, represented herein by its President/Chief Executive Officer, **ENGR. ALDEN C. ONG, M.Engr., ASEP**, hereinafter referred to as the "**CONSULTANT**".

RECITALS:

1. The UNIVERSITY is to undertake the design and construction of UP Mindanao **Aquatics Center Phase 1** (hereinafter referred to as the "PROJECT") and the CONSULTANT shall organize a PROJECT MANAGEMENT TEAM to be responsible for the project management of the PROJECT.
2. The UNIVERSITY, through its Bids and Awards Committee, posted the Request for Expression of Interest of the Project Management Services for the Design and Construction of the UP Mindanao Aquatics Center Phase 1 in the PhilGEPS website, UP Mindanao website, and in conspicuous places in the University premises for seven days.
3. In response to the said advertisements, on 28 September 2017, two bidders submitted their eligibility documents, namely: A. C. Ong Consulting Inc. and DCCD Engineering Corp.
4. Upon checking the bidders' eligibility requirements on 23 October 2017, only A. C. Ong Consulting, Inc. was declared to be eligible subject to further evaluation of the Technical Working Group (TWG) members.
5. A. C. Ong Consulting Inc. was invited to a negotiation meeting on 13 November 2017 to clarify some items, specifically: TPF 8.1.1 – Project Analysis and TPF 8.1.2 – Procurement under the Pre-Design Phase of their technical proposal. During the negotiation, A. C. Ong Consulting Inc agreed to exclude their computation on items TPF 8.1.1 – Project Analysis and TPF 8.1.2 – Procurement under the Pre-Design Phase since they were already done by the University which resulted to reduction of P254,464.00 from the total original bid of P4,001,536.00.
6. Upon thorough evaluation, validation and verification of all eligibility, technical and financial requirements, the bid submitted by A.C. Ong Consulting Inc. was found to be the Single Rated/Calculated and Responsive Bid (SRRB/SCRB) in the corrected