

## CONTRACT AGREEMENT

### Supply and Delivery of Dairy Ingredients for the operation of Dairy Processing

THIS AGREEMENT made the \_\_\_\_\_ day of \_\_\_\_\_ 2023 between **CARAGA STATE UNIVERSITY** of the Philippines (hereinafter called "the Entity") of the one part and **Great Harvest Food Industry** of SAFI Bldg. 4, Magsaysay Avenue Brgy. West General Santos City (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly on the **Supply and Delivery of Dairy Ingredients for the operation of Dairy Processing** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Twelve Million Five Hundred Fifty-one Thousand One Hundred Eighty-nine pesos (₱12,551,189.00)**. (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);
    - i. Schedule of Requirements;
    - 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;
  - iii. 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;
  - iv. 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 for the sum of **Twelve Million Five Hundred Fifty-one Thousand One Hundred Eighty-nine pesos (₱12,551,189.00)**, or such other

  
**MICHELLE V. JAPITANA, D. Eng.**  
APEOAS and Chairperson, Bids and Awards Committee

  
**RELYN C. DAGUIL, Ph.D.**  
University President

  
**ARLENE A. MOTONG**  
Proprietor-Great Harvest Food Industry

  
**Mark Eighty-one C. Cuales**  
Representative- Great Harvest Food Industry

sums as may be ascertained, **GREAT HARVEST FOOD INDUSTRY** agrees to provide the **Supply and Delivery of Dairy Ingredients for the operation of Dairy Processing** for Thirty (30) Calendar days starting on DEC 31 2023 and ending on JAN 29 2024 in accordance with his/her/its Bid.

4. The **CARAGA STATE UNIVESITY** 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.

  
ROLYN C. DAGUIL, Ph.D.  
University President

for:

CARAGA STATE UNIVERSITY

  
ARLENE A. MOTONG  
Proprietor

for:

GREAT HARVEST FOOD INDUSTRY

  
Mark Eighteen Cuales  
Representative

## ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)  
CITY OF BUTUAN (SANTOS CITY) SS.  
X-----.)

Before Me, a Notary Public for and in Butuan City, this GENERAL SANTOS CITY DEC 8 2023 day of 2023 personally appeared:

Competent Evidence of Identity (CEI)

**ROLYN C. DAGUIL, Ph.D.**

Passport P3576367B

**ARLENE A. MOTONG**  
Mark Eighteen C. Wales

UMID - CRN - 0111 - 7691947-7

, who

\_\_\_\_\_ is/are personally known to me  
\_\_\_\_\_ exhibited (a) competent evidence/s of identity/ies as stated above

and known to me to be the same person/s who executed the foregoing instruments which consist of three (3) pages including the pages on which the acknowledgments are written, and signed at the left/right margin of each and every page by the parties executing this instrument and their witnesses, and sealed with my notarial seal and she/he/they acknowledged to me that his/her/their signature on the instrument was/were freely and voluntarily affixed by him/her/them for purposes stated therein.

He/She/They further declared that he/she/they has/have the authority to sign in behalf of the principal that he/she/they represent(s).

WITNESS MY HAND AND SEAL on the date and on the place first above mentioned.

DOC. NO. 212  
PAGE NO. 43  
BOOK NO. XLVII  
SERIES OF 2023

  
**ATTY. ALMA J. GIROSPES AGAYAN**  
NOTARY PUBLIC FOR GENERAL SANTOS CITY  
UNTIL DECEMBER 31, 2023  
ROLL OF ATTORNEYS NO. 60802  
TR NO. G60510732A; 12/26/2022; GSC, VALID UNTIL DEC. 31, 2025  
IBP NO. 255579; 12/28/2022; GSC  
TIN 931-039-623; BIR  
MCLE COMP. NO VII-0019328 VALID UNTIL 04/15/2025

## **SPECIAL POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS:

I, **Maria Arlene Aparente Motong**, of legal age, Filipino, and resident of General Santos City, do hereby NAME, CONSTITUTE, APPOINTS and DESIGNATES, **Mark Eighteen C. Cuales**, likewise of legal age, Filipino, and a resident of Chico St. Bo. Obrero, Brgy. North, General Santos City, to be my true and lawful attorney-in-fact for me and in my name, place and stead, to perform the following acts and deeds:

1. To buy bidding documents from BAC Office, CSU, Ampayon, Butuan City for ***SUPPLY AND DELIVERY OF DAIRY INGREDIENTS FOR THE OPERATION OF DAIRY PROCESSING CENTER.***
2. To sign, the BID docs of **Great Harvest Food Industry** and execute any papers and documents and/or documents in relation thereto;
3. To do other acts and things appurtenant thereto and to receive the documents.

**HEREBY GIVING AND GRANTING** unto my Attorney-in-Fact full power and authority to execute and perform every act necessary to render effective the power above-mentioned, as she may do by virtue hereof with full right substitution of her person revocation of this instrument.

**IN WITNESS WHEREOF**, we have hereunto set my hand this 11<sup>th</sup> day of August, 2023 at General Santos City.

MA.ARLENE APARENTE MOTONG  
Principal

Conforme:

~~MARK EIGHTEEN C. CUALES~~  
Attorney-in-Fact

SIGNED IN THE PRESENCE OF:

**Signed in the presence of:**

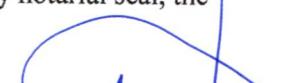
## ACKNOWLEDGMENT

Before me **11<sup>th</sup>** day of August, 2023, at General Santos City, personally appeared the above-named person with TIN: **759648239**, known to me to be the same person who executed the foregoing instrument and she acknowledged to me that the same is his free act and voluntary deed

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal, the date and place above written.

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PAGE NO. 84  
BOOK NO. X-411  
SERIES NO. 2023

and affixed my notarial seal, the



ATTY. ALMA J. GORGOSPE AGAYA  
NOTARY PUBLIC FOR GENERAL SANTOS CITY  
UNTIL DECEMBER 31, 2023  
ROLL OF ATTORNEYS NO. 8071  
IN NO. 690510732A: 12/28/2022: GSC, VARIOUS LOCATIONS  
IBP NO. 255579: 12/28/2022: GSC  
TIN 931-039-623: BIR  
MCLE COMP. NO VII-0019328 VALID UNTIL 04/15/2025