



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
NATIONAL IRRIGATION ADMINISTRATION
PANGASINAN IRRIGATION MANAGEMENT OFFICE

BERSON'S CONSTRUCTION &
TRADING
(CONTRACTOR)

By: RUSSELL Q. BERNAL
Proprietor

THIS AGREEMENT, made this MAR 21 2024 day of MAR 21 2024 between the National Irrigation Administration - Pangasinan Irrigation Management Office, Urdaneta City, Pangasinan, represented herein by its Acting Division Manager, JOHN N. MOLANO, MSME (hereinafter called the "Entity"), and BERSON'S CONSTRUCTION & TRADING, Don Claudio Sison St., Pangapisan North, Lingayen, Pangasinan represented herein by its Proprietor, RUSSELL Q. BERNAL (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor executes the KAPURITTAN-BARACBAC CIP (SIP CY 2024) located at Mangatarem, Pangasinan under Contract No. R1-PIMO-24-01-047 (hereinafter called the "Works"), and the Entity has accepted the Bid for the said project in the amount of FOURTEEN MILLION TWO HUNDRED TWENTY-FIVE THOUSAND EIGHT HUNDRED EIGHTY-NINE AND 40/100 PESOS ONLY (PHP 14,225,889.40) by the Contractor for the execution and completion of such works and remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

WITNESSES :

Francis Dave T. Ramirez
FRANCIS DAVE T. RAMIREZ

Sheila A. Pascua
SHEILA A. PASCUA

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 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);
 - 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 PBDs. Winning
3.
 - 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;

NATIONAL IRRIGATION
ADMINISTRATION
(NIA)
John N. Molano, MSME
JOHN N. MOLANO, MSME
Acting Division Manager

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;

Brgy. Bayaas Urdaneta City, Pangasinan, Philippines

Telephone No.: (075) 632 2775

Website: <https://region1.nia.gov.ph/> • Facebook: www.facebook.com/NIARegion1Urdaneta

TIN: 000916415

NIA-PIMO-BAC-INT-Form25 Rev.01





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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.


4. In consideration for the sum of **FOURTEEN MILLION TWO HUNDRED TWENTY-FIVE THOUSAND EIGHT HUNDRED EIGHTY-NINE AND 40/100 PESOS ONLY (PHP 14,225,889.40)** or such other sums as may be ascertained, **BERSON'S CONSTRUCTION & TRADING** agrees to execute and complete the project in accordance with its Bid.
5. The National Irrigation Administration - Pangasinan Irrigation Management Office agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

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

PROCURING ENTITY:

CONTRACTOR:


JOHN N. MOLANO
Acting Division Manager


RUSSELL O. BERNAL
Proprietor
BERSON'S CONSTRUCTION & TRADING

WITNESSES:


FRANCIS DAVE T. RAMIREZ


A. Y. Y. Y.



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SPECIAL CONDITIONS of the CONTRACT

BERSON'S CONSTRUCTION &
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By: RUSSELL Q. BERNAL
Proprietor

WITNESSES :

Francis Dave T. Ramirez
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NATIONAL IRRIGATION
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GCC CLAUSE					
1.21	The PROCURING ENTITY is the NATIONAL IRRIGATION ADMINISTRATION, Pangasinan IMO, Urdaneta City, Pangasinan				
1.22	The PROCURING ENTITY's REPRESENTATIVE is JOHN N. MOLANO, MSME, Acting Division Manager.				
1.24	The site is located at Mangatarem, Pangasinan.				
1.27	The start date is upon the receipt of Notice to Proceed				
	The WORKS consist of the following:				
ITEM NO.	DESCRIPTION	UNIT	QTY.	Unit Price (Php)	Amount (Php)
I.	PROJECT BILLBOARD/ SIGNBOARD	l.s.	1.00	6,324.46	6,324.46
II.	MOBILIZATION AND DEMOBILIZATION	l.s.	1.00	24,683.37	24,683.37
III.	GEO-RESISTIVITY (MULTI-ELECTRODE TEST)	l.s.	5.00	81,475.30	407,376.50
IV.	CONSTRUCTION SAFETY AND HEALTH PROGRAM	l.s.	1.00	74,164.48	74,164.48
V.	PROC., DELIVERY AND INSTALLATION OF 7.5HP SOLAR PUMP AND SOLAR PANEL WITH COMPLETE ACCESSORIES	l.s.	5.00	1,504,923.66	7,524,618.30
VI. SOLAR PANEL FRAMEWORKS WITH PEDESTAL AND FOOTING (including Painting works)					
a.	Metal/Frame Works	units	5.00	361,641.07	1,808,205.35
b.	Concrete 211 kg./sq.cm., "Class A"	cu.m.	6.85	12,285.84	84,158.00
c.	Reinforcing Steel Bars, All Sizes				
	c1. Furnishing and Stockpiling	kgs.	740.00	86.50	64,010.00
	c2. Cutting, Bending and Placing	kgs.	740.00	53.69	39,730.60
d.	Gravel Bedding	cu.m.	1.60	1,800.05	2,880.08
e.	Structure Excavation (By Manual)	cu.m.	13.75	328.90	4,522.38
f.	Structure Backfill with Compaction (By Manual)	cu.m.	6.70	296.39	1,985.81
VII. FABRICATION AND INSTALLATION OF PERIMETER FENCE AND STEEL GATE					
a.	Concrete 211 kg./sq.cm., "Class A"	cu.m.	18.60	12,285.84	228,516.62
SUB-TOTAL					10,271,175.96

1.30



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By: RUSSELL Q. BERNAL
Proprietor

WITNESSES :

Francis Dave T. Ramirez
FRANCIS DAVE T. RAMIREZ

Stella A. Pascua
STELLA A. PASCUA

NATIONAL IRRIGATION
ADMINISTRATION
(NIA)
John N. Molano, MSME
Acting Division Manager

ITEM NO.	DESCRIPTION	UNIT	QTY.	Unit Price (Php)	Amount (Php)
b.	Gravel Bedding	cu.m.	6.00	1,800.05	10,800.30
c.	Reinforcing Steel Bars, All Sizes				
	c1. Furnishing and Stockpiling	kgs.	2,365.00	86.50	204,572.50
	c2. Cutting, Bending and Placing	kgs.	2,365.00	53.69	126,976.85
d.	Masonry Works	units	5.00	50,400.00	252,000.00
e.	Metal Works	units	5.00	157,500.00	787,500.00
f.	Structure Excavation (By Manual)	cu.m.	35.60	328.90	11,708.84
g.	Structure Backfill with Compaction (By Manual)	cu.m.	180.00	296.39	53,350.20
VIII.	PUMP HOUSE AND PIPE FITTINGS (including Painting works)	l.s.	5.00	119,700.00	598,500.00
IX.	CONSTRUCTION /DRILLING OF DEEP WELL	l.s.	5.00	373,513.44	1,867,567.20
X.	INSTALLATION OF SOLAR LED POST LIGHT	l.s.	5.00	8,347.51	41,737.55
SUB-TOTAL					3,954,713.44
TOTAL					14,225,889.40
4.1	The Intended Completion Date is <u>Three Hundred (300)</u> Calendar Days from the effectivity of the Contract				
7.2	<i>In case of semi-permanent structures, such as buildings of types 1, 2, and 3 as classified under the National Building Code of the Philippines, concrete/asphalt roads, concrete river control, drainage, irrigation lined canals, river landing, deep wells, rock causeway, pedestrian overpass, and other similar semi-permanent structures: Five (5) years.</i>				
10	No dayworks are applicable to the contract.				
	The amount of the advance payment is fifteen percent (15%) of the Contract Price, to be made as per herein schedule: a. First (1st) Installment, <i>7.5% of the Contract Price</i> – upon submission to and acceptance by NIA of an irrevocable Standby Letter of Credit from a commercial bank, a bank guarantee or a surety bond, callable upon demand in accordance with Clause 39.2 and duly signed Construction Safety and Health Program approved by the DOLE. b. Second (2nd) Installment, <i>7.5% of the Contract Price</i> – after the Contractor has fully mobilized the initial equipment and manpower required for the project as specified in this Bid Documents.				
14	Unassembled materials delivered on the site shall not be included for payment.				
15.1	The date by which “as built” drawings are required is prior to the submission of the Final Billing Claims.				
15.2	The amount to be withheld for failing to produce “as built” drawings by the date required is <u>1%</u> of the total contract amount.				



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ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
_____) S.S.

Before me, a Notary Public, for and in _____, Philippines, personally
appeared the following:


JOHN N. MOLANO, MSME
Acting Division Manager


RUSSELL B. BERNAL
Proprietor
BERSON'S CONSTRUCTION & TRADING


Valid Gov't I.D. No.	: A05-02-057896
Issued on	: September 9, 2019
Valid Until	: August 25, 2024
Valid Gov't I.D. No. : A02-93-043711	
Issued on	: 2019/12/02
Valid Until	: 2024/07/03

known to me and to me known to be the same persons who executed and signed the foregoing instrument and who acknowledged to me that the same is their true and voluntary acts and deeds, and that of the agency/entity they respectively represent.

This instrument is a Contract Agreement for the **KAPURITTAN-BARACBAC CIP CY 2024** located at **Mangatarem, Pangasinan** under Contract No. **R1-PIMO-24-01-047**, consisting of Five (5) pages including this page where the acknowledgement is written. Pages 1, 3 and 4 are signed on the left margin thereof and page 2 is signed on the corresponding spaces provided thereof by the Parties and their instrumental witnesses and sealed with Notarial Seal.

WITNESS MY HAND AND SEAL this _____ day of _____, at _____,

Doc. No. _____
Page No. _____
Book No. _____
Series of _____

Notary Public

ATTY. VANESSA J. LAMISCAL
NOTARY PUBLIC
Until December 31, 2024
PTR No. 498378-01-02-2024, Manaoag, Pangasinan
Issued at 878024-12-2023, Dagupan City, Pangasinan
Exemption (New) Admitted 06-02-2023
Notarial and Law Office, Pangasinan Law Office, Manaoag
Compound, Alexander St., Urdaneta City, 2428 Pangasinan
Email: atty.vanessajlaminiscal@gmail.com
Telephone No. 09569215653