



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 MAY 08 2024 day of _____, 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 BAYAOAS SRIP (CY 2023) - CONSTRUCTION OF IRRIGATION FACILITIES & OTHER APPURTENANT STRUCTURES - PACKAGE 6 located at Aguiar, Pangasinan under Contract No. R1-PIMO-24-02-055 (hereinafter called the "Works"), and the Entity has accepted the Bid for the said project in the amount of EIGHTEEN MILLION ONE HUNDRED NINETY-SEVEN THOUSAND FOUR HUNDRED FORTY AND 69/100 PESOS ONLY (PHP 18,197,440.69) 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

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.:
- 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;

- b. 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;

- c. Performance Security;

- d. Notice of Award of Contract and the Bidder's conforme thereto; and

NATIONAL IRRIGATION
ADMINISTRATION

(NIA)

John N. Molano MSME
Acting Division Manager

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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e. 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.

4. In consideration for the sum of EIGHTEEN MILLION ONE HUNDRED NINETY-SEVEN THOUSAND FOUR HUNDRED FORTY AND 69/100 PESOS ONLY (PHP 18,197,440.69) 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 MSME
Acting Division Manager


RUSSELL D. BERNAL
Proprietor
**BERSON'S CONSTRUCTION &
TRADING**

WITNESSES:


FRANCIS DAVE T. RAMIREZ


Stella A. Bernal



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SPECIAL CONDITIONS of the CONTRACT

BERSON'S CONSTRUCTION &
TRADING
(CONTRACTOR)
By: RUSSELL Q. BERNAL
Proprietor

WITNESSES :
Francis Dave T. Ramirez
Sheila S. Peralta

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

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 Aguilar, 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 (8ft. x 8ft.)	l.s.	1.00	5,687.12	5,687.12	
II.	TEMPORARY WORKS (BODEGA/BUNKHOUSE)	l.s.	1.00	81,900.00	81,900.00	
III.	CONSTRUCTION SAFETY AND HEALTH PROGRAM	l.s.	1.00	289,800.00	289,800.00	
IV.	CANAL LINING - LATERAL C					
a.	2400 PSI Class "B" Plain Concrete	cu.m.	1,007.58	9,362.42	9,433,387.14	
b.	Reinforcing Steel Bars	kgs.	53,136.99	118.54	6,298,858.79	
c.	Gravel Bedding	cu.m.	295.38	1,497.57	442,352.23	
d.	Proc./Inst. Of 3/16" x 6" PVC Waterstop	l.m.	324.00	955.24	309,497.76	
e.	Proc./Inst. Of Asphalt Sealant	ltrs.	120.80	198.02	23,920.82	
f.	Proc./Inst. Of 12mm Ø x 60cm long Dowel Bars	pcs.	1,073.00	49.92	53,564.16	
g.	Proc./Inst. Of 1.15mm thk x 50mm wide Petrolatum Tape	l.m.	539.35	89.51	48,277.22	
h.	Common Excavation (By Equipment)	cu.m.	951.27	202.82	192,936.58	
i.	Common Backfill with Compaction (By Equipment)	cu.m.	1,315.69	239.84	315,555.09	
V.	CANAL STRUCTURES - LATERAL C					
a.	3000 PSI Class "A" Plain Concrete	cu.m.	16.75	10,727.96	179,693.33	
b.	2400 PSI Class "B" Plain Concrete	cu.m.	1.53	9,362.42	14,324.50	
c.	Reinforcing Steel Bars	kgs.	3,927.20	118.54	465,530.29	
d.	Gravel Bedding	cu.m.	3.42	1,497.57	5,121.69	
e.	Proc./Inst. Of 3/16" x 6" PVC Waterstop	l.m.	29.47	955.24	28,150.92	
f.	Structure Excavation (By Equipment)	cu.m.	33.69	263.67	8,883.04	
TOTAL					18,197,440.69	

1.30
Francis Dave T. Ramirez



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By: RUSSEL D. BERNAL
Proprietor

WITNESSES :

Francis Dave T. Ramirez
FRANCIS DAVE T. RAMIREZ

Engr. A. Bernal
ANGELA A. BERNAL

NATIONAL IRRIGATION
ADMINISTRATION
(NIA)

John N. Molano, MSME
JOHN N. MOLANO, MSME
Acting Division Manager

4.1	The Intended Completion Date is <u>Three Hundred (300)</u> Calendar Days from the effectivity of the Contract
7.2	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.
10	No <u>dayworks</u> are applicable to the contract.
13	The amount of the <u>advance payment</u> is fifteen percent (15%) of the Contract Price, to be made as per herein schedule: a. First (1st) Installment, <u>7.5% of the Contract Price</u> – 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, <u>7.5% of the Contract Price</u> – after the Contractor has fully mobilized the initial equipment and manpower required for the project as specified in this Bid Documents; and/or c. The advance payment of 15% of the Contract Price maybe claim if the Contractor is able to comply and submit all above-mentioned documentary requirements.
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% of the total contract amount</u> .



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ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)

) S.S.

URDANETA CITY, PANGASINAN

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


JOHN N. MOLANO, MSME
Acting Division Manager

Valid Gov't I.D. No. : A05-02-057896

Issued on : September 9, 2019

Valid Until : August 25, 2024


RUSSELL Q. BERNAL

Proprietor

Valid Gov't I.D. No. : A02-93-043711

Issued on : 2019/12/02

Valid Until : 2024/07/03

PERSON'S CONSTRUCTION & TRADING

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 **BAYAOAS SRIP (CY 2023) - CONSTRUCTION OF IRRIGATION FACILITIES & OTHER APPURTENANT STRUCTURES - PACKAGE 6** located at **Aguilar, Pangasinan** under Contract No. **R1-PIMO-24-02-055**, 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 **MAY 08 2024**, at **URDANETA CITY, PANGASINAN**.



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Series of 2024.