



## CONTRACT AGREEMENT

OCT 31 2024

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, between the National Irrigation Administration - Pangasinan Irrigation Management Office, Urdaneta City, Pangasinan, represented herein by its Division Manager A, JOHN N. MOLANO, MSME (hereinafter called the "Entity"), and VYRAGUS CONSTRUCTION, 177 San Vicente East, Urdaneta City, Pangasinan represented herein by its General Manager, MUEL VYN P. AGUSTIN (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor executes the BAYAOAS SRIP CY 2024, PACKAGE 2 - EMBANKMENT PROTECTION (RIGHT MAIN CANAL), CONSTRUCTION OF IRRIGATION FACILITIES & OTHER APPURTENANT STRUCTURES located at Aguilar, Pangasinan under Contract No. R1-PIMO-24-09-091 (hereinafter called the "Works"), and the Entity has accepted the Bid for the said project in the amount of ELEVEN MILLION ONE HUNDRED SEVENTY THOUSAND NINE HUNDRED EIGHTY-THREE AND 91/100 PESOS ONLY (PHP 11,170,983.91) by the Contractor for the execution and completion of such works and 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 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
- 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

VYRAGUS CONSTRUCTION  
(CONTRACTOR)  
By: MUEL VYN P. AGUSTIN  
General Manager

WITNESSES :  
[Signature]

FRANCIS DAVE T. RAMIREZ  
[Signature]

NATIONAL IRRIGATION  
ADMINISTRATION  
(NIA)  
JOHN N. MOLANO, MSME  
Division Manager A





Republic of the Philippines  
OFFICE OF THE PRESIDENT  
NATIONAL IRRIGATION ADMINISTRATION  
REGIONAL OFFICE I (ILOCOS REGION)  
PANGASINAN IRRIGATION MANAGEMENT OFFICE



Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.


4. In consideration for the sum of **ELEVEN MILLION ONE HUNDRED SEVENTY THOUSAND NINE HUNDRED EIGHTY-THREE AND 91/100 PESOS ONLY (PHP 11,170,983.91)** or such other sums as may be ascertained, **VYRAGUS CONSTRUCTION** 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:

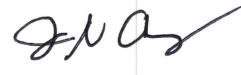
  
**JOHN N. MOLANO, MSME**  
Division Manager A

CONTRACTOR:

  
**MUELVERN P. AGUSTIN**  
General Manager  
**VYRAGUS CONSTRUCTION**

WITNESSES:

  
**FRANCIS DAVE T. RAMIREZ**

  
\_\_\_\_\_







SPECIAL CONDITIONS OF THE CONTRACT

VYRAGUS CONSTRUCTION  
(CONTRACTOR)  
By: MUELWIN P. AGUSTIN  
General Manager

WITNESSES :  
FRANCIS DAVE T. RAMIREZ  
Division Manager A

NATIONAL IRRIGATION  
ADMINISTRATION  
(NIA)  
JOHN N. MOLANO, MSME  
Division Manager A

GCC CLAUSE						
1.21	The <b>PROCURING ENTITY</b> is the <b>NATIONAL IRRIGATION ADMINISTRATION, Pangasinan IMO, Urdaneta City, Pangasinan</b>					
1.22	The <b>PROCURING ENTITY's REPRESENTATIVE</b> is <b>JOHN N. MOLANO, MSME, Division Manager A.</b>					
1.24	The <b>site</b> is located at <b>Aguilar, Pangasinan.</b>					
1.27	The <b>start date</b> is upon the receipt of Notice to Proceed					
1.30	The <b>WORKS</b> consist of the following:					
	ITEM NO.	DESCRIPTION	UNIT	QTY.	Unit Price (Php)	Amount (Php)
	I.	PROJECT BILLBOARD (8ft. x 8ft.)	l.s.	1.00	6,888.52	6,888.52
	II.	TEMPORARY WORKS (BODEGA), MOB AND DEMOB WORKS	l.s.	1.00	97,500.00	97,500.00
	III.	CONSTRUCTION SAFETY AND HEALTH PROGRAM	l.s.	1.00	225,550.00	225,550.00
	IV.	EMBANKMENT PROTECTION				
	a.	Rubble Masonry with Class "A" Concrete Binder	cu.m.	1,158.82	8,282.64	9,598,088.88
	b.	Common Excavation (By Equipment)	cu.m.	2,171.90	274.09	595,296.07
	c.	Proc./Inst. of Weepholes, 5.00 cm. ø x 1.00 m. PVC Pipe	pcs.	486.00	260.00	126,360.00
	d.	Proc./Inst. of Filter Cloth, TS-60	sq.m.	77.76	312.00	24,261.12
	e.	Disposal of Excavated Materials (Mechanized)	cu.m.	2,171.90	228.85	497,039.32
	TOTAL					11,170,983.91
4.1	The <b>Intended Completion Date</b> is <b>One Hundred Eighty (180)</b> 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 <b>dayworks</b> are applicable to the contract.					
13	The amount of the <b>advance payment</b> 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					





Republic of the Philippines  
OFFICE OF THE PRESIDENT  
NATIONAL IRRIGATION ADMINISTRATION  
REGIONAL OFFICE I (ILOCOS REGION)  
PANGASINAN IRRIGATION MANAGEMENT OFFICE



VYRAGUS CONSTRUCTION  
(CONTRACTOR)  
By: **MUEL V. P. AGUSTIN**  
General Manager

	accordance with Clause 39.2 and duly signed Construction Safety and Health Program approved by the DOLE. b. Second (2nd) Installment, 7.5% of the Contract Price – 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> .

WITNESSES :

FRANCIS DAVE T. RAMIREZ

NATIONAL IRRIGATION  
ADMINISTRATION  
(NIA)  
By: **JOHN N. MOLANO**  
Division Manager A







**ACKNOWLEDGEMENT**

REPUBLIC OF THE PHILIPPINES )  
\_\_\_\_\_  
\_\_\_\_\_) S. S.

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

**JOHN N. MOLANO, MSME**  
Division Manager A

Valid Gov't I.D. No. : 0067588  
Issued on : 09/13/1993  
Valid Until : 08/25/2027

**MUEL VYN P. AGUSTIN**  
General Manager  
**VYRAGUS CONSTRUCTION**

Valid Gov't I.D. No. : A05-08-001454  
Issued on : December 16, 2021  
Valid Until : January 01, 2032

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 2024, PACKAGE 2 - EMBANKMENT PROTECTION (RIGHT MAIN CANAL), CONSTRUCTION OF IRRIGATION FACILITIES & OTHER APPURTENANT STRUCTURES** located in **AGUILAR, PANGASINAN** under Contract No. **R1-PIMO-24-09-091**, 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 **OCT 31 2024**  
, at \_\_\_\_\_.

Notary Public

Until \_\_\_\_\_  
PTR No. \_\_\_\_\_  
Issued at \_\_\_\_\_  
on \_\_\_\_\_  
IBP NO. 1354 – JAN. 3, 2024, **DAGUPAN CITY**  
ROLL NO. 26495

**GROUND FLR. ROBERT B. ESTRELLA MEMORIAL STADIUM**  
**ROSALES, PANGASINAN**

Doc. No. 514 ;  
Page No. 103 ;  
Book No. cc11 ;  
Series of 2024 .

