



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

MIGHTYWAY CONSTRUCTION  
AND SUPPLY  
(CONTRACTOR)  
By: **JERRY GUTLAY LIM**  
Manager

THIS AGREEMENT, made this MAR 07 2024 day of MAR 07 2024, between the **National Irrigation Administration - Pangasinan Irrigation Management Office, Urdaneta City, Pangasinan**, represented herein by its Acting Division Manager, **JOHN N. MOLANO** (hereinafter called the "Entity"), and **MIGHTYWAY CONSTRUCTION AND SUPPLY, 177 Bari, Mangaldan, Pangasinan** represented herein by its Manager, **JERRY GUTLAY LIM** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor executes the **AGNO RIS (REPAIR NIS CY 2024)** located at **Mapandan, Pangasinan** under Contract No. **R1-PIMO-24-11-003** (hereinafter called the "Works"), and the Entity has accepted the Bid for the said project in the amount of **FOURTEEN MILLION ONE HUNDRED SIXTY-FOUR THOUSAND TWO HUNDRED THIRTEEN AND 36/100 PESOS ONLY (PHP 14,164,213.36)** 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**

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

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




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bidder agrees that additional contract documents or information prescribed by the GRPB 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 ONE HUNDRED SIXTY-FOUR THOUSAND TWO HUNDRED THIRTEEN AND 36/100 PESOS ONLY (PHP 14,164,213.36) or such other sums as may be ascertained, MIGHTYWAY CONSTRUCTION AND SUPPLY 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  
Acting Division Manager

CONTRACTOR:

  
JERRY GUTLAY LIM  
Manager  
MIGHTYWAY CONSTRUCTION  
AND SUPPLY

WITNESSES:

  
FRANCIS DAVE T. RAMIREZ







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

SPECIAL CONDITIONS of the CONTRACT

MIGHTYWAY CONSTRUCTION  
AND SUPPLY  
(CONTRACTOR)  
By: JERRY GUTLAY LIM  
Manager

WITNESSES :

FRANCIS DAVE T. RAMIREZ

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

GCC CLAUSE																																																																																																																			
1.21	The <b>PROCURING ENTITY</b> is the <b>NATIONAL IRRIGATION ADMINISTRATION</b> , Pangasinan IMO, Urdaneta City, Pangasinan																																																																																																																		
1.22	The <b>PROCURING ENTITY's REPRESENTATIVE</b> is <b>JOHN N. MOLANO</b> , Acting Division Manager.																																																																																																																		
1.24	The site is located at <b>Mapandan, Pangasinan</b> .																																																																																																																		
1.27	The <b>start date</b> is upon the receipt of Notice to Proceed																																																																																																																		
	The <b>WORKS</b> consist of the following:																																																																																																																		
	<table><tr><th>ITEM NO.</th><th>DESCRIPTION</th><th>UNIT</th><th>QTY.</th><th>Unit Price (Php)</th><th>Amount (Php)</th></tr><tr><td>I.</td><td>PROJECT BILLBOARD (8 ft. x 8 ft.)</td><td>l.s.</td><td>1.00</td><td>6,122.72</td><td>6,122.72</td></tr><tr><td>II.</td><td>TEMPORARY WORKS (BODEGA), MOB AND DEMOB WORKS</td><td>l.s.</td><td>1.00</td><td>111,825.00</td><td>111,825.00</td></tr><tr><td>III.</td><td>CONSTRUCTION SAFETY AND HEALTH PROGRAM</td><td>l.s.</td><td>1.00</td><td>126,630.00</td><td>126,630.00</td></tr><tr><td>IV.</td><td>CANAL LINING</td><td></td><td></td><td></td><td>-</td></tr><tr><td>a.</td><td>Common Excavation (Mechanized)</td><td>cu.m.</td><td>1,369.79</td><td>181.91</td><td>249,178.50</td></tr><tr><td>b.</td><td>Backfilling with Compaction (Mechanized)</td><td>cu.m.</td><td>1,190.54</td><td>225.07</td><td>267,954.84</td></tr><tr><td>c.</td><td>Borrow Haul with Compaction (Mechanized)</td><td>cu.m.</td><td>934.24</td><td>408.06</td><td>381,225.97</td></tr><tr><td>d.</td><td>Disposal of Excavated Materials</td><td>cu.m.</td><td>179.25</td><td>210.61</td><td>37,751.84</td></tr><tr><td>e.</td><td>Concrete Canal Lining, 170 kg./sq.cm, Class B</td><td>cu.m.</td><td>703.61</td><td>10,537.38</td><td>7,414,205.94</td></tr><tr><td>f.</td><td>Proc./Inst. Of PVC Waterstop, 3/16" x 6" Dumbbell Type</td><td>l.m.</td><td>211.88</td><td>1,020.84</td><td>216,295.58</td></tr><tr><td>g.</td><td>Proc./Inst. Of Silicon Sealant</td><td>tubes</td><td>52.00</td><td>291.06</td><td>15,135.12</td></tr><tr><td>h.</td><td>Proc./Inst. Of Joint Sealant</td><td>ltrs.</td><td>30.34</td><td>223.91</td><td>6,793.43</td></tr><tr><td>i.</td><td>Proc./Inst. Of Dowel Bars, 12 mm Ø x 0.60 m.</td><td>pcs.</td><td>796.00</td><td>58.21</td><td>46,335.16</td></tr><tr><td>j.</td><td>Proc./Inst. Of PVC Pipe, 1/2" Ø x 0.30 m.</td><td>pcs.</td><td>796.00</td><td>33.65</td><td>26,785.40</td></tr><tr><td>k.</td><td>Reinforcing Steel bars, all sizes</td><td></td><td></td><td></td><td></td></tr><tr><td></td><td>k1. Furnishing and Stockpiling</td><td>kgs.</td><td>32,745.00</td><td>82.35</td><td>2,696,550.75</td></tr><tr><td></td><td>k2. Cutting, Bending and Placing</td><td>kgs.</td><td>32,745.00</td><td>51.60</td><td>1,689,642.00</td></tr><tr><td></td><td colspan="3">SUBTOTAL</td><td></td><td>13,292,432.25</td></tr></table>	ITEM NO.	DESCRIPTION	UNIT	QTY.	Unit Price (Php)	Amount (Php)	I.	PROJECT BILLBOARD (8 ft. x 8 ft.)	l.s.	1.00	6,122.72	6,122.72	II.	TEMPORARY WORKS (BODEGA), MOB AND DEMOB WORKS	l.s.	1.00	111,825.00	111,825.00	III.	CONSTRUCTION SAFETY AND HEALTH PROGRAM	l.s.	1.00	126,630.00	126,630.00	IV.	CANAL LINING				-	a.	Common Excavation (Mechanized)	cu.m.	1,369.79	181.91	249,178.50	b.	Backfilling with Compaction (Mechanized)	cu.m.	1,190.54	225.07	267,954.84	c.	Borrow Haul with Compaction (Mechanized)	cu.m.	934.24	408.06	381,225.97	d.	Disposal of Excavated Materials	cu.m.	179.25	210.61	37,751.84	e.	Concrete Canal Lining, 170 kg./sq.cm, Class B	cu.m.	703.61	10,537.38	7,414,205.94	f.	Proc./Inst. Of PVC Waterstop, 3/16" x 6" Dumbbell Type	l.m.	211.88	1,020.84	216,295.58	g.	Proc./Inst. Of Silicon Sealant	tubes	52.00	291.06	15,135.12	h.	Proc./Inst. Of Joint Sealant	ltrs.	30.34	223.91	6,793.43	i.	Proc./Inst. Of Dowel Bars, 12 mm Ø x 0.60 m.	pcs.	796.00	58.21	46,335.16	j.	Proc./Inst. Of PVC Pipe, 1/2" Ø x 0.30 m.	pcs.	796.00	33.65	26,785.40	k.	Reinforcing Steel bars, all sizes						k1. Furnishing and Stockpiling	kgs.	32,745.00	82.35	2,696,550.75		k2. Cutting, Bending and Placing	kgs.	32,745.00	51.60	1,689,642.00		SUBTOTAL				13,292,432.25
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MIGHTYWAY CONSTRUCTION  
AND SUPPLY  
(CONTRACTOR)

By: JERRY GUTLAY LIM  
Manager

WITNESSES :

Francis Dave T. Ramirez  
FRANCIS DAVE T. RAMIREZ

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

ITEM NO.	DESCRIPTION	UNIT	QTY.	Unit Price (Php)	Amount (Php)
I.	Gravel Blanket	cu.m.	221.77	1,725.22	382,602.04
V.	CANAL STRUCTURES				-
a.	Structure Excavation (Mechanized)	cu.m.	33.87	242.97	8,229.39
b.	Structure Backfill with Compaction (Mechanized)	cu.m.	24.40	224.49	5,477.56
c.	Borrow Haul with Compaction (Mechanized)	cu.m.	35.49	408.06	14,482.05
d.	Concrete Structure, 211kg/sq.cm, Class A	cu.m.	25.46	10,537.38	268,281.69
e.	Reinforcing Steel bars, all sizes				-
	e1. Furnishing and Stockpiling	kgs.	1,194.00	82.35	98,325.90
	e2. Cutting, Bending and Placing	kgs.	1,194.00	51.60	61,610.40
f.	Gravel Blanket	cu.m.	7.22	1,725.22	12,456.09
g.	Proc./Application of Concrete Epoxy	ltrs.	20.94	970.20	20,315.99
SUBTOTAL					871,781.11
TOTAL					14,164,213.36
4.1	The Intended Completion Date is <b>Three Hundred (300)</b> 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 <b>dayworks</b> are applicable to the contract.				
	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 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.

URDANETA CITY, PANGASINAN

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

  
**JOHN N. MOLANO**  
Acting Division Manager

Valid Gov't I.D. No. : A05-02-057896  
Issued on : September 9, 2019  
Valid Until : August 25, 2024

  
**JERRY GUTLAY LIM**  
Manager  
**MIGHTYWAY CONSTRUCTION AND SUPPLY**


Valid Gov't I.D. No. : 01009224  
Issued on : 01 / 28 / 2009  
Valid Until : 05 / 29 / 2024

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 **AGNO RIS (REPAIR NIS CY 2024)** located at **Mapandan, Pangasinan** under Contract No. **R1-PIMO-24-11-003**, 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 **MAR 01 2024**, at \_\_\_\_\_,

URDANETA CITY, PANGASINAN

  
**ATTY. VANESSA J. RAMISCAL**  
Notary Public  
Until December 31, 2024  
Roll of Attorney's No. 8707809-02-2023  
PTR NO. 1388376-01-02-2024, Manaoag, Pangasinan  
LUP NO. 378024-12-2023, Dagupan City, Pangasinan  
Until Termination (New) Admitted 05-02-2023  
PTR No. 378024-12-2023, Dagupan City, Pangasinan  
Notary Law Office: Ramiscal Law Office, Marantha  
Compounds, Alexander St., Urdaneta City, 2428 Pangasinan  
Issued at \_\_\_\_\_  
Cell phone No. 09052744002  
on \_\_\_\_\_

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Book No. 14  
Series of 1074

