



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

JOF CONSTRUCTION AND SUPPLY
(CONTRACTOR)

By: **ROBERTO M. FRIALDE, JR.**
Proprietor

THIS AGREEMENT, made this _____ day of **JAN 29 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 **JOF CONSTRUCTION AND SUPPLY, 97 Alitaya, Mangaldan, Pangasinan**, represented herein by its Proprietor, **ROBERTO M. FRIALDE, JR.** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor executes the **PACALAT CIS (RESTO-CIS CY 2023) - PACKAGE 1** located at **Mangatarem, Pangasinan** under Contract No. **R1-PIMO-24-12-030** (hereinafter called the "Works"), and the Entity has accepted the Bid for the said project in the amount of **TWENTY-EIGHT MILLION THREE HUNDRED TWENTY-TWO THOUSAND SIX HUNDRED THIRTY-ONE AND 93/100 PESOS ONLY. (PHP. 28,322,631.93)** 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

WITNESSES :

CECEL J. LAURETA

CHARITO A. TABOBO

NATIONAL IRRIGATION
ADMINISTRATION

(NIA)

JOHN N. MOLANO

Acting Division Manager

Brgy. Bayaas Urdaneta City, Pangasinan, Philippines

Telephone No.: (075) 632 2775

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TIN: 000916415

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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 **TWENTY-EIGHT MILLION THREE HUNDRED TWENTY-TWO THOUSAND SIX HUNDRED THIRTY-ONE AND 93/100 PESOS ONLY. (PHP. 28,322,631.93)** or such other sums as may be ascertained, **JOF 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
Acting Division Manager

CONTRACTOR:


ROBERTO M. FRIALDE, JR.
Proprietor
JOF CONSTRUCTION AND SUPPLY

WITNESSES:


CHARITO A. TABOBO


GLECIEL J. LADERA



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SPECIAL CONDITIONS of the CONTRACT

WITNESSES :

NATIONAL IRRIGATION ADMINISTRATION (NIA)

JOHN N. MOLANO
Acting Division Manager

JOF CONSTRUCTION AND SUPPLY (CONTRACTOR)

By: ROBERTO M. FRIALDE, JR.
Proprietor

CHARITO A. TABOBO
6/21/2024

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, 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				
1.30	The WORKS consist of the following:				
	ITEM NO.	DESCRIPTION	UNIT	QTY.	Unit Price (Php) Amount (Php)
	I.	TEMPORARY WORKS	l.s.	1.00	80,010.00 80,010.00
	II.	PROJECT BILLBOARD/SIGN BOARD	l.s.	1.00	5,894.99 5,894.99
	III.	MOBILIZATION AND DEMOBILIZATION	l.s.	1.00	176,400.00 176,400.00
	IV.	CONSTRUCTION SAFETY AND HEALTH PROGRAM			
	a.	Occupational Safety and Health	l.s.	1.00	359,730.00 359,730.00
	V.	INTAKE AND CLOSED CONDUIT			
	a.	3000 PSI Plain Concrete	cu.m.	797.93	9,673.90 7,719,095.03
	b.	Reinforcing Steel bars (All sizes)	kg.	47,869.00	125.90 6,026,707.10
	c.	Gravel Bedding	cu.m.	39.16	2,110.25 82,637.39
	d.	Rock Excavation (By Equipment)	cu.m.	21,147.73	340.50 7,200,802.07
	e.	Structure Backfill with Compaction	cu.m.	6,713.34	90.28 606,080.34
	f.	Waste Disposal	cu.m.	14,434.38	177.57 2,563,112.86
	g.	Care of Water	mos.	4.00	135,378.43 541,513.72
	h.	Proc./Inst. Of Fab. SteelGate with CP-12 Motorized Lifting Mechanism	units	4.00	490,687.67 1,962,750.68
	i.	Proc./Inst. Of Enclosure	unit	1.00	279,314.52 279,314.52
	j.	Cofferdam	cu.m.	1,925.00	373.29 718,583.25
	TOTAL				28,322,631.93
4.1	The Intended Completion Date is One Hundred Eighty (180) 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>				



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NATIONAL IRRIGATION
ADMINISTRATION

(NIA)

JOHN N. MOLANO
Acting Division Manager

10	No dayworks are applicable to the contract.
13	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 <u>project as specified in this Bid Documents</u> .
14	Unassembled materials delivered on the site shall not be included for <u>payment</u> .
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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PANGASINAN IRRIGATION MANAGEMENT OFFICE

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)

URDANETA CITY, PANGASINAN

Before me, a Notary Public, for and in URDANETA CITY, PANGASINAN, 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


ROBERTO M. FRIALDE, JR.
Proprietor
JOF CONSTRUCTION AND SUPPLY


Valid Gov't I.D. No. : P3764737B
Issued on : November 07, 2019
Valid Until : November 06, 2029

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 **PACALAT CIS (RESTO-CIS CY 2023) - PACKAGE 1** located at **Mangatarem, Pangasinan** under Contract No. **R1-PIMO-24-12-030**, 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 JAN 29 2024 day of _____
, at _____.

URDANETA CITY, PANGASINAN


ATTY. VANESSA J. RAMISCAL
NOTARY PUBLIC
Until December 31, 2024
Roll of Attorney's No. NO. 87078-05-02-2023
PTR NO. 1385376-01-02-2024, Manaoag, Pangasinan
IBP NO. 078024-12-2023, Dagupan City, Pangasinan
MCIS Registration (New) Admitted-05-02-2023
Notarial and Law Office: Ramiscal Law Office, Maramba
Corner N. Alexander St., Urdaneta City, 2428 Pangasinan
Email: atty.vanessa.j.ramiscal@gmail.com
Cellphone No. 09568219653

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