

CONSTRUCTION CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This Construction Contract (Contract) made and entered into by and between:

The **PHILIPPINE RICE RESEARCH INSTITUTE**, a government-owned and controlled corporation created by virtue of Executive Order No. 1061, with its Central Experiment Station at Maligaya, Science City of Muñoz, Nueva Ecija, represented herein by its Executive Director, **JOHN C. DE LEON**, hereinafter referred to as "PHILRICE";

- and -

The **FNR Builders and Sons Supply Inc.**, a duly licensed construction firm with office address, Brgy. Bangad Cabanatuan City, Nueva Ecija, represented, herein by its President/CEO, **FELICISIMO N. RODRIGUEZ** herein after referred to as "CONTRACTOR".

WITNESSETH:

WHEREAS, a public bidding was held on **13 April 2021**, at **PhilRice Maligaya, Science City of Muñoz, Nueva Ecija**, for the project: **"Provision of Safety Railing at NIA Canal and Improvement of Various Facilities at PhilRice Central Experiment Station under Public Bidding No. PB Infra 21-01-04"**;

WHEREAS, the **Bids and Awards Committee for Civil Works** recommended to the **Executive Director** that the project shall be awarded to the CONTRACTOR, its offer being the most advantageous to the Philippine Government;

NOW, THEREFORE, for and in consideration of the foregoing premises, the parties hereto agree as follows:

1. The CONTRACTOR, in consideration of the sum **One Million Five Hundred Sixty Thousand Forty Nine Pesos and 53/100 only (1,560,049.53)**, payable based on monthly progress billing for actual work completed and approved by the Owner's Representative/s, shall pursue and deliver to PHILRICE the project entitled **"Provision of Safety Railing at NIA Canal and Improvement of Various Facilities"** at **PhilRice Central Experiment Station under Public Bidding No. PB Infra 21-01-04** located at **PhilRice Maligaya, Science City of Muñoz, Nueva Ecija**, as described in the BID DOCUMENTS and summarized in Annex "A", within **One Hundred Twenty Calendar Days (120 CD)**.
2. The minimum facilities required by the Building Code, the Fire Code, the Sanitation Code and other relevant Codes which have not been properly reflected in the Bid Documents, shall nevertheless, be provided by the CONTRACTOR at no additional cost to PHILRICE.
3. In the implementation of the project, the CONTRACTOR shall perform his obligations as an independent contractor with sufficient tools, equipment, and workers. This Contract does not establish an employer-employee relationship between PHILRICE and the CONTRACTOR and his workers.
4. The provisions of RA 9184 and its IRR, shall govern and are deemed written into this Contract. In addition to any of the causes for termination of this Contract as provided for in RA 9184 and its Implementing Rules and Regulations, and the Bid Documents, any of the following shall also constitute as sufficient ground for the termination of this Contract by PHILRICE:
 - a) Failure to comply and strictly observe the Labor Code and the Social Security System requirements.
 - b) Failure to submit to PHILRICE a bio-data of each of the Contractor's personnel complete with their pictures and their usual signatures and

fingerprints before deployment, and failure of his workers to wear identification cards at all times while inside the PHILRICE premises.

- c) Giving or promising to give any money or gift to any official or employee of PHILRICE to secure and implement this Contract.
 - d) Non-compliance or non-conformance with the Integrated Management System (IMS) and Intellectual Property Policies of PHILRICE.
 - e) Conduct or behavior constituting infractions, offenses, felonies or other crimes by the Contractor or his workers, against PHILRICE and its employees, and third parties while inside the PHILRICE Compound, such as but not limited to taking out any materials, supplies, utilities, or garbage.
5. Disbursement of funds under this Contract shall be in accordance with the existing government accounting and auditing rules and regulations.
6. The exclusive venue of any action arising from this Contract shall be the **Regional Trial Court of Baloc, Sto. Domingo, Nueva Ecija**, or the **Municipal Trial Court in Cities (MTCC)** of the **Science City of Muñoz, Nueva Ecija**.

IN WITNESS HEREOF, the parties have set their hands this _____ at Science City of Muñoz, Nueva Ecija.

PHILIPPINE RICE RESEARCH INSTITUTE

FNR BUILDERS AND SONS SUPPLY INC.

Contractor

BY:



JOHN C. DE LEON

Executive Director

PhilRice Employment ID No. 90-0501

Issued on 16 May 1990

Issued at Science City of Muñoz, Nueva Ecija


FELICISIMO N. RODRIGUEZ
PRESIDENT/CEO

SIGNED IN THE PRESENCE OF:


RENATO B. BAJIT

Head, Implementing Unit


Owner's Representative

CERTIFIED FUNDS AVAILABLE:


MARY GRACE D. CORPUZ


Division Head, FMD


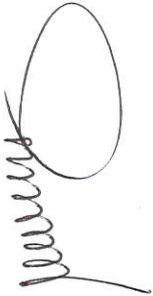
Republic of the Philippines)
Province of Nueva Ecija) S.S.
Science City of Muñoz)

ACKNOWLEDGMENT

Before me this _____, appeared the above-mentioned persons with PhilRice ID and Valid IDs. indicated below their respective names and known to me to be the same persons who executed the foregoing Construction Contract signed by them and their instrumental witnesses and acknowledged the same to be their free voluntary act and deed and the corporations herein presented.

Doc. No. 342 ;
Page No. CA ;
Book No. VI ;
Series of 2021.


ATTY. SADAM JOHN D. ECLIPSE
NOTARY PUBLIC FOR AND IN CABANATUAN CITY
MUNICIPALITIES OF ALIAGA, LLANERA, GEN. NATIVIDAD,
RIZAL, STA. ROSA & ZARAGOZA, N.E.
NOTARIAL COMM. NO. 05-2021 VALID UNTIL DECEMBER 31, 2022
ROLL OF ATTORNEYS NO. 72079
PTR NO. CBN-1462679 | 1-04-2021 | CABANATUAN CITY
IBP OR NO. 120863 | 12-14-2020 | PASIG CITY
MCLE NO. VI-026613 ISSUED ON 05-24-19
BRGY. SANGITAN WEST, CAB. CITY, NUEVA ECIJA
(044) 486-4664 | 09062098917



ANNEX "A"
Summary of Expected Outputs in the Project

"Provision of Safety Railing at NIA Canal and Improvement of Various Facilities at PhilRice CES (PB Infra 21-01-04)"

I. GENERAL

The facilities shall present itself as beautiful and sturdy structures with excellent finishing and high-quality workmanship, fully functional, useful and free from any defect or substandard materials.

II. SITEWORK

All materials, equipment and other facilities necessary to be used in the site work shall be prepared before starting the work. All obstructions and hindrances shall be removed from the project site.

III. CIVIL WORKS

The work includes, but is not limited to, the following:

A. LANDSCAPING AT ROOFDECK AND POCKET GARDEN - MAIN BUILDING

SCOPE OF WORKS AND FEATURES

TOTAL AREA = ±130 sq.m

SITE WORKS

- Site Clearing
- Chipping of flooring for adhesion of additional concrete gutter at roof deck area

CONCRETE WORKS

- Additional concrete gutter / zocallo to hold soil garden for landscaping

LANDSCAPING

- Damp proofing on roof deck / roof slab, polyethylene sheet
- Garden soil, Para Grass, Pak-Pak Lawin plant, Bromeliads plant

B. WATER LINE / SUPPLY FOR FIRE HYDRANT AT NEW ADMIN BUILDING

SCOPE OF WORKS AND FEATURES

SITE WORKS

- Site Clearing
- Excavation for HDPE Pipe Laying, Backfill and Compaction
- Rectification of damage tile upon laying water line

CONCRETE WORKS

- Concreting of pedestal for booster pump housing

STEEL WORKS

- Fabrication of steel housing for booster pump
- Includes reinforcing steel bars for concreting

WATER LINE / SUPPLY

- HDPE water line, supply for fire hydrant with 5HP water booster pump, Robin

PAINTING WORKS

- Paint Finish for water booster pump housing and pedestal

C. STEEL BARRICADE / RAILING ALONG NIA CANAL

SCOPE OF WORKS AND FEATURES
TOTAL LENGTH = ±431 l.m.

SITE WORKS

- *Site Clearing*
- *Excavation for concrete pedestal*

CONCRETE WORKS

- *Concreting of pedestal for G.I. pipe*

STEEL WORKS

- *Fabrication of pipe barricade along NIA canal road*

PAINTING WORKS

- *QDE Paint Finish for steel pipe barricade*

D. DIVERT CANAL AT NIA CANAL

SCOPE OF WORKS AND FEATURES

SITE WORKS

- *Site Clearing*
- *Excavation works*

CONCRETE WORKS

- *Concreting of wall footing including RCP laying*
- *Includes rectification of damage road upon RCP laying*

STEEL WORKS

- *Fabrication of pipe barricade along NIA canal road*

PAINTING WORKS

- *QDE Paint Finish for steel pipe barricade*

E. CONSTRUCTION OF STORAGE ROOM AT PCARRD #1, #2 & #4

SCOPE OF WORKS

SITE WORKS

- *Site Clearing*
- *Excavation works for structural foundations.*

CONCRETE WORKS

- *Concreting of footings, columns and slab-on-grade*

REINFORCING STEEL BARS

- *6meters 10mm dia. RSB and 12mm dia. RSB*

MASONRY WORKS

- *4" CHB laying*
- *Includes plastering works*

STEEL WORKS

- *G.I. pipe steel column*
- *Fabrication of G.I. steel beam*

ROOFING WORKS

- *Pre-painted rib type roofing on fabricated steel trusses*
- *Includes walls framed with c-purlins*
- *Including bended accessories (ridge roll and fascia cover)*

DOORS AND WINDOWS

- *Steel door, gauge #16 plain sheet with tubular framing, ball-bearing hinges, heavy duty barrel bolt lock*
- *Fixed glass window on aluminum framing with square bar window grills*

PAINTING WORKS

- *Gray epoxy with catalyst on steel works including trusses and framings*
- *Latex paint on masonry walls*

General

1. Cleaning and clearing of site. Upon completion, the right of way, borrow pits, and all ground occupied by the contractor in connection with the Work shall be cleaned of all excess materials, operation of the building ready for occupancy; and
2. Compliance to the Integrated Management System (IMS) Policy of PhilRice.

----- *nothing follows* -----