

Department of Public Works and Highways

Contract ID #:

23CE0140

Contract Name:

Construction of Legislative Bldg.,

Location of the Contract:

Talugtug, Nueva Ecija

0

CONTRACT AGREEMENT

KNOWN ALL MEN BY THESE PRESENTS:

APR 26 2023

This CONTRACT AGREEMENT, made this _____ day of _____, 2023 by and between:

The **GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES** through the Department of Public Works and Highways (DPWH) represented herein by **ARMANDO Z. MANABAT**, duly authorized for this purpose with main office address at **La Torre, Talavera, Nueva Ecija**, hereinafter referred to as the "**PROCURING ENTITY**";

-and-

F.C. MARTINEZ CONSTRUCTION DEVELOPMENT AND SUPPLY CORPORATION, a single proprietorship

/partnership/corporation/joint venture organized and existing under and by virtue of the laws of the Republic of the Philippines, with main office address at **San Jose City, Nueva Ecija** represented herein by **FERDINAND C. MARTINEZ**, duly authorized for this purpose, hereinafter referred to as the "**CONTRACTOR**;"

WITNESSETH:

WHEREAS, the **PROCURING ENTITY** is desirous that the **CONTRACTOR** execute under **Contract ID 23CE0140 Construction of Legislative Bldg., Talugtug, Nueva Ecija**

hereinafter called "the Works" and the **PROCURING ENTITY** has accepted the Calculated Bid of the **CONTRACTOR** for the execution and completion of the Works at the calculated unit bid prices shown in the attached Bill of Quantities, or a total Contract price of **PESOS: FIVE MILLION EIGHT HUNDRED SEVENTY NINE THOUSAND EIGHT HUNDRED NINETY EIGHT & 52/100 PESOS ONLY (Php5,879,898.52)**

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

1. In this **CONTRACT 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 shall be attached, deemed to form, and be read and construed as part of this **CONTRACT AGREEMENT**, and shall be interpreted in the following order of priority:

- (a) This Contract Agreement:
- (b) Documents forming part of the Contract Agreement:
 - (1) Notice of Award (NOA) with the Contractor's signed "conforme"

F.C. MARTINEZ CONSTRUCTION DEVELOPMENT AND SUPPLY CORPORATION

JUN P. YAMA, Ph. D.
Engineer III
Witness

BY **FERDINAND C. MARTINEZ**
Contractor

BY

"OK AS TO AVAILABILITY OF FUNDS SUBJECT HOWEVER, TO THE PROVISIONS OF EXECUTIVE ORDER NO. 91, s.2019".

MAAN GRACE C. DONCILLO
Accountant III
Witness

REPUBLIC OF THE PHILIPPINES

BY **ARMANDO Z. MANABAT**
District Engineer
ENTITY

Department of Public Works and Highways

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23CE0140
Construction of Legislative Bldg.,
Talugtug, Nueva Ecija

F.C. MARTINEZ CONSTRUCTION
DEVELOPMENT AND SUPPLY CORPORATION

BY: 
FERDINAND C. MARTINEZ
Contractor

"OK AS TO AVAILABILITY OF FUNDS SUBJECT
HOWEVER, TO THE PROVISIONS OF
EXECUTIVE ORDER NO. 91, s.2019".


MAAN GRACE C. DONCILLO
Accountant III
Witness

REPUBLIC OF THE PHILIPPINES

BY: 
ARMANDO Z. MANABAT
District Engineer
ENTITY

- (2) Contractor's Bid in the Form of Bid, including its Technical and Financial Proposals, as calculated by the procuring entity and conformed to by the Contractor through the NOA.
- (3) Bidding Documents with Bulletins
- (4) Specifications
- (5) Drawings
- (6) Special Conditions of Contract (SCC)
- (7) General conditions of Contract (GCC)
- (8) Performance Security
- (9) Integrity Pledge under Department Order No. 86, series of 2013
- (10) Other documents
 - (a) Construction Methods
 - (b) Construction Schedule in the Form of PERT/CPM Diagram or Precedence Diagram and Bar Chart with S-Curve, or other approved tools of project Scheduling, and Cash Flow.
 - (c) Manpower Schedule
 - (d) Equipment Utilization Schedule
 - (e) Construction Safety and Health Program initially approved by the Head of the Procuring Entity
 - (f) Contractor's All Risk Insurance (CARI)

3. In consideration of the payments to be made by the **PROCURING ENTITY** to the **CONTRACTOR** as hereinafter mentioned, the **CONTRACTOR** hereby covenants with the **PROCURING ENTITY** to execute and complete the Works and remedy any defects therein in conformity with the provisions of this **CONTRACT AGREEMENT** in all respects.
4. In consideration of the execution and completion of the Works by the **CONTRACTOR**; the **PROCURING ENTITY** hereby covenants to pay the **CONTRACTOR** the unit prices in the **CONTRACTOR's** Calculated Bid, as applied to the actual quantities accomplished as certified by the **PROCURING ENTITY** under the provisions of this **CONTRACT AGREEMENT**, at the times and in the manner prescribed by this **CONTRACT AGREEMENT**.
5. In compliance with Executive Order No. 91, s. 2019; **ADOPTING THE CASH BUDGETING SYSTEM (CBS)**. The **PROCURING ENTITY** covenants to pay the **CONTRACTOR** all its completed works without defects up to end of FISCAL YEAR 2023 with an extended payment period (EPP) of three (3) months after the end of the validity of appropriations against which they were obligated. Provided however, that the project must be inspected and completed in accordance with the programmed schedule which shall not extend beyond the validity of the appropriations against which they were obligated.

Department of Public Works and Highways

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Talugtug, Nueva Ecija

IN WITNESS WHEREOF, the parties hereto set their respective hands on the day, month and year first above written.

PROCURING ENTITY:

CONTRACTOR:

Represented by:

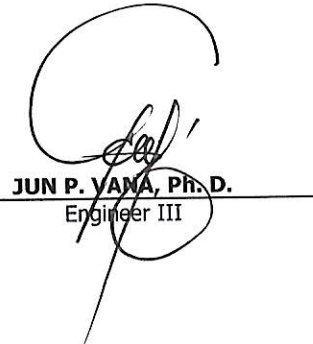

ARMANDO Z. MANABAT
District Engineer


FERDINAND C. MARTINEZ
Contractor

Witnessed by:

OK AS TO AVAILABILITY OF FUNDS SUBJECT
HOWEVER, TO THE PROVISIONS OF EXECUTIVE
ORDER No. 91, s. of 2019".


MAAN GRACE C. DONCILLO
Accountant III


JUN P. YANA, PH. D.
Engineer III

Republic of the Philippines)
S.S.

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public for and in the City of Cabanatuan, personally appeared **ARMANDO Z. MANABAT**, District Engineer, representing the **ENTITY**, Republic of the Philippines, Department of Public Works and Highways, Nueva Ecija 1st District Engineering Office, Talavera, Nueva Ecija, known to me and was identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. Nn. 02-8-13Sc), exhibited to me his DPWH Identification Card with photograph and signature appearing thereon, with No. **82E0038** and Community Tax Certificate No. **23373144** issued on January 9, 2023 at Llanera, Nueva Ecija and

FERDINAND C. MARTINEZ representing the CONTRACTOR,
F.C. MARTINEZ CONSTRUCTION DEVELOPMENT AND SUPPLY CORPORATION, with his PRC ID No.

0014591, with his photograph and Signature appearing thereon and Res. Cert. No. 22984066 issued on January 6, 2023 at San Jose City, Nueva Ecija; known to me to be the same persons who executed the foregoing CONTRACT AGREEMENT and they acknowledged to me that the same is their true act and deed for and in behalf of the PARTIES they represented.

This instrument consist of three (3) pages including this page on which this acknowledgement is written duly signed by the contracting parties and their witnesses on the left margin of the other pages.

IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official Seal this 26th
day of April, 2023.

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XII
2123

DPWH-INFR-51-2016

NOTARY PUBLIC
ATTY. FELICIANO M. LLAFLOR
NOTARY PUBLIC
VALID UNTIL DECEMBER 31, 2024
PTR NO. GEN. 1710572112-22-22
IBP NO. 172802711-04-2022
NO 249508 EC EP 12-09-2022
MOLE COMPLIANCE NO. VI 0006951
CABANATUAN CITY, NUEVA ECIA
NOTARIAL COMM. NO. 38-2022 AF