



20th City Council CAGAYAN DE ORO CITY

AGENDA

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor



55th REGULAR SESSION

Monday / 25 September 2023 / 2:30 PM

Session Hall, City Hall, Cagayan de Oro City

Copy of:

FILE

CAGAYAN DE ORO MARCH

CAGAYAN DE ORO OUR PRIDE
OUR BELOVED CITY
THY MOUNTAINS, RIVERS, PLAINS AND SEAS
THY PEOPLE CONTENTED HAPPY

CAGAYAN DE ORO OUR PRIDE
OUR BELOVED CITY
WE ARE SINGING PRAISES IN LOUD VOICE
FOREVER TO THEE TO THEE

THE GATEWAY TO THE LAND OF PROMISE
BRAVE MEN OF OLD FOUGHT FOR THY SAKE
INSPIRATION THEY HAVE LEFT FOR US
TO SERVE YOU FOREVER FREE

THE GOLD IN BRILLIANT GLITTERING
YOU'LL FIND NOT IN VERDANT MOUNTAIN VALES
BUT DEEP IN HOMES AND HEARTS DIVINE
HERITAGE FOR YOU AND MANKIND, AH!

THE BEAUTIFUL, THE PLACE OF GOLD
OUR BELOVED CITY
THE NAME WE PRIDE WE ALL ENDEAR
THY BANNER UP HIGH TO FLUTTER FREE

THE BEAUTIFUL, THE PLACE OF GOLD
OUR BELOVED CITY
TILL FOREVER AND FOREVER
FOR THY GLORY THY GLORY BE...



22 September 2023

THE HONORABLE MEMBERS

20TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD)

CAGAYAN DE ORO CITY

Gentlemen and Ladies:

Please be informed of the 55th Regular Session of the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro on Monday, 25th of September 2023 at 2:30 PM at the Session Hall, Legislative Bldg., City Hall, this City.

Thank you very much.

Very truly yours,

ARTURO S. DE SAN MIGUEL
CITY SECRETARY

THE HONORABLE MEMBERS

20TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD)

CAGAYAN DE ORO CITY

HON. JOCELYN B. RODRIGUEZ

CITY VICE MAYOR

First District

Second District

HON. AGAPITO ERIBERTO G. SUAN

CITY COUNCILOR

HON. YEVONNA YACINE B. EMANO

CITY COUNCILOR

HON. ROGER G. ABADAY

CITY COUNCILOR

HON. MARIA LOURDES S. GAANE

CITY COUNCILOR

HON. JAY R. PASCUAL

CITY COUNCILOR

HON. JOYLEEN MERCEDES L. BALABA

CITY COUNCILOR

HON. IMEE ROSE P. MORENO

CITY COUNCILOR

HON. JAMES K. JUDITH II

CITY COUNCILOR

HON. ROMEO V. CALIZO

CITY COUNCILOR

HON. IAN MARK Q. NACAYA

CITY COUNCILOR

HON. GEORGE S. GOKING

CITY COUNCILOR

HON. EDGAR S. CABANLAS

CITY COUNCILOR

HON. JOSE PEPE S. ABBU, JR.

CITY COUNCILOR

HON. CHRISTIAN RUSTICO M. ACHAS

CITY COUNCILOR

HON. MALVERN A. ESPARCIA

CITY COUNCILOR

HON. SUZETTE G. MAGTAJAS-DABA

CITY COUNCILOR

Ex-Officio Members

HON. YAN LAM S. LIM

CITY COUNCILOR

LIGA NG MGA BARANGAY PRESIDENT

HON. JOHN MICHAEL L. SENO

CITY COUNCILOR

CITY SK FEDERATION PRESIDENT

Order of Business

- A. CALL TO ORDER BY THE PRESIDING OFFICER, HONORABLE CITY VICE MAYOR JOCELYN B. RODRIGUEZ
- B. INVOCATION BY HONORABLE COUNCILOR MARIA LOURDES S. GAANE
- C. SINGING OF THE LUPANG HINIRANG
- D. SINGING OF THE CAGAYAN DE ORO MARCH
- E. ROLL CALL AND DETERMINATION OF QUORUM BY THE SANGGUNIANG PANLUNGSOD SECRETARY
- F. READING, CORRECTIONS, IF ANY; AND APPROVAL OF THE MINUTES OF THE PREVIOUS REGULAR SESSION ON SEPTEMBER 18, 2023
(SEE APPENDIX "A" / Pages 1-17)
- G. SPECIAL REPORT
- (1) Councilor Imee Rose P. Moreno, RE: institutionalizing baseline monitoring and mapping of the marginalized sector in all barangays of the City.
- (2) Councilor James K. Judith II, RE: the pharmacy of the JR Borja General Hospital cannot dispense medicines.
- H. BUSINESS OF THE DAY:
- 1) **PROPOSED RESOLUTION NO. 2023-508** - returning to the Barangay Council of Barangay Indahag, this City, its Ordinance No. 2-2023, Series of 2023, covering its Supplemental Budget No. 1 for CY 2023, with an estimated income of ₱2,745,767.00, with the information that said Ordinance is operative in its entirety.
(SEE APPENDIX "B" / Pages 18-24)

Document/s on file:

- | | |
|--|---|
| ▪ Endorsement of the City Budget Office dated Sept. 13, 2023 | ▪ Computation of Actual Income Expenses Supplemental Investment Program |
| ▪ Technical Review Analysis Sheet | ▪ Barangay Development Council Resolution No. 2-2023 |
| ▪ Ordinance 2-2023, Series of 2023 of Barangay Indahag | ▪ Barangay Resolution No. 277 Series of 2023 |
| ▪ Resolution No. 276 Series of 2023 | ▪ Secretary's Certification |
| ▪ Supplemental Budget No. 1 | ▪ Annual Budget Resolution No. 14657-2023 |
| ▪ Certification issued by the City Accountant | |

COMMITTEE SPONSOR/S:

- | | |
|--|--|
| ▪ COMMITTEE ON BARANGAY AFFAIRS | - COUNCILOR YAN LAM S. LIM, CHAIRPERSON |
| | - COUNCILOR JOHN MICHAEL L. SENO, VICE CHAIRPERSON |
| | - COUNCILOR ROGER G. ABADAY, MEMBER |
| | - COUNCILOR GEORGE S. GOKING, MEMBER |
| | - COUNCILOR MARIA LOURDES S. GAANE, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |
| | - COUNCILOR EDGAR S. CABANLAS, EX-OFFICIO MEMBER |
| | - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER |
| ▪ COMMITTEE ON LAWS AND RULES | - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON |
| | - COUNCILOR GEORGE S. GOKING, MEMBER |
| | - COUNCILOR ROGER G. ABADAY, MEMBER |
| | - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |
| | - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER |

- 2) **PROPOSED RESOLUTION NO. 2023-509** – returning to the Barangay Council of Barangay No. 17, this City, its Ordinance No. 003, Series of 2023, covering its Supplemental Budget No. 2 for CY 2023 with an estimated income of ₱293,600.00 with the information that said Ordinance is operative in its entirety.

(SEE APPENDIX "C" / Pages 25-31)

Document/s on file:

- Endorsement of the City Budget Office dated September 13, 2023
- Technical Review Analysis Sheet
- Ordinance 003, Series of 2023 of Barangay No. 17
- Resolution No. 040 Series of 2023
- Supplemental Budget No. 2
- Certification issued by City Accountant
- Project Procurement Management Plan (PPMP)
- Resolution No. 14473-2023 (Annual Budget)
- Resolution No. 14616-2023 (Supplemental Budget No. 1)

COMMITTEE SPONSOR/S:

- COMMITTEE ON **BARANGAY AFFAIRS**
 - COUNCILOR YAN LAM S. LIM, CHAIRPERSON
 - COUNCILOR JOHN MICHAEL L. SENO, VICE CHAIRPERSON
 - COUNCILOR ROGER G. ABADAY, MEMBER
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR MARIA LOURDES S. GAANE, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
 - COUNCILOR EDGAR S. CABANLAS, EX-OFFICIO MEMBER
 - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER
- COMMITTEE ON **LAWS AND RULES**
 - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR ROGER G. ABADAY, MEMBER
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
 - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

- 3) **PROPOSED ORDINANCE NO. 2023-304**– appropriating the sum of ₱1,326,508.80 from the item: "Non-Office: Economic Services Sector- Special Purpose Funds-Land Acquisition/ Expropriation" in the 2023 Annual Budget to be made available for the full payment of the claim for just compensation, including registration and documentation expenses of Lot 2532-A (a portion of Lot 2532, Cad 237, Cagayan Cadastre) covered under TCT No. T-207160, with an area of 1,888 square meters, owned by Ms. Phoebe Martha T. Lucero II and Ms. Phoebe B. Torres, which was affected by the 12.00-meter wide Macapaya Road, located in Barangay Camaman-an, this City; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.

(SEE APPENDIX "D" / Pages 32-44)

Document/s on file:

- Endorsement of the Office of the City Mayor dated May 18, 2023
- CAF – 122 – 2023 of City Budget Office
- LFC Resolution No. 066-2023
- Endorsement of City Legal Office dated April 24, 2023
- Appraisal Report of the City Appraisal Committee
- Transfer Certificate Title No. T-207160
- Technical Description by the City Engineer's Office
- Declaration of Real Property (Tax Declaration No. G-234232)
- Plan of Lot 2531, Cad 237

COMMITTEE SPONSOR/S:

- COMMITTEE ON **SUBDIVISION AND LANDED ESTATE**
 - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
 - COUNCILOR MARIA LOURDES S. GAANE, VICE CHAIRPERSON
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR JOSE PEPE S. ABBU, JR., MEMBER
 - COUNCILOR ROGER G. ABADAY, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
- COMMITTEE ON **FINANCE, BUDGET AND APPROPRIATIONS**
 - COUNCILOR YAN LAM S. LIM, CHAIRPERSON
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, VICE CHAIRPERSON
 - COUNCILOR EDGAR S. CABANLAS, MEMBER
 - COUNCILOR JOHN MICHAEL L. SENO, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
- COMMITTEE ON **LAWS AND RULES**
 - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR ROGER G. ABADAY, MEMBER
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER

- 4) **PROPOSED ORDINANCE NO. 2023-304** - appropriating the sum of ₱1,395,290.55 from the item: "Non-Office: Economic Services Sector- Special Purpose Funds- Land Acquisition/ Expropriation" in the 2023 Annual Budget to be made available for the full payment of the claim for just compensation, including registration and documentation expenses of Lot 2531-A (a portion of Lot 2531, Cad 237, Cagayan Cadastre) covered under TCT No. T-207157, with an area of 1,986 square meters, owned by Mr. Victor Manuel B. Torres II and Ms. Phoebe B. Torres, which was affected by the 12.00-meter wide Macapaya Road, located in Barangay Camaman-an, this City; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.
- (SEE APPENDIX "E" / Pages 45-57)

Document/s on file:

- Endorsement of the Office of the City Mayor dated May 18, 2023
- Certificate of Availability of Funds (CAF 121-2023)
- LFC Resolution No. 065-2023
- Endorsement of City Legal Office dated April 24, 2023
- Appraisal Report of City Appraisal Committee
- Transfer Certificate Title No. T-207157
- Technical Description of the Office of the City Engineer
- Declaration of Real Property (Tax Declaration No. G-234231)
- Plan of Lot 2530-B, Psd-10-021135

COMMITTEE SPONSOR/S:

- COMMITTEE ON **SUBDIVISION AND LANDED ESTATE**
 - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
 - COUNCILOR MARIA LOURDES S. GAANE, VICE CHAIRPERSON
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR JOSE PEPE S. ABBU, JR., MEMBER
 - COUNCILOR ROGER G. ABADAY, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
- COMMITTEE ON **FINANCE, BUDGET AND APPROPRIATIONS**
 - COUNCILOR YAN LAM S. LIM, CHAIRPERSON
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, VICE CHAIRPERSON
 - COUNCILOR EDGAR S. CABANLAS, MEMBER
 - COUNCILOR JOHN MICHAEL L. SENO, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
- COMMITTEE ON **LAWS AND RULES**
 - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR ROGER G. ABADAY, MEMBER
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
 - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER

- 5) **PROPOSED ORDINANCE NO. 2023-305** - appropriating the sum of ₱1,505,480.33 from the item: "Non-Office: Economic Services Sector- Special Purpose Funds- Land Acquisition/ Expropriation" in the 2023 Annual Budget to be made available for the full payment of the claim for just compensation, including registration and documentation expenses of Lot 2530-B-1 (a portion of Lot 2530-B, Psd-10-021135) covered under TCT No. T-207104, with an area of 2,143 square meters, owned by Ms. Rhocile Lee T. Romblon and Mr. Rhonald Rand T. Romblon, which was affected by the 12.00-meter wide Macapaya Road, located in Barangay Camaman-an, this City; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.
- (SEE APPENDIX "F" / Pages 58-68)

Document/s on file:

- Endorsement of the Office of the City Mayor dated May 18, 2023
- CAF – 120 – 2023 of City Budget Office
- LFC Resolution No. 059-2023
- Endorsement of City Legal Office dated April 24, 2023
- Endorsement of City Appraisal Committee dated April 11, 2023
- Appraisal Report of City Appraisal Committee
- Technical Description of the Office of the City Engineer
- Schedule of Fair Market Values of Real Property
- Declaration of Real Property (Tax Declaration No. G-232410)
- Letter of Bureau of Internal Revenue
- Revised Schedule of Zonal Valuation for the Real Properties
- Resolution No. 01-2017 of City Appraisal Committee
- Transmittal Sheet of City Engineer's Office
- Resolution No. 01-2022 of City Council
- Plan of Lot 2532, Cad-237

COMMITTEE SPONSOR/S:

- COMMITTEE ON **SUBDIVISION AND LANDED ESTATE**
 - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
 - COUNCILOR MARIA LOURDES S. GAANE, VICE CHAIRPERSON
 - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
 - COUNCILOR GEORGE S. GOKING, MEMBER
 - COUNCILOR JOSE PEPE S. ABBU, JR., MEMBER

- | | |
|--|--|
| ▪ COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS | - COUNCILOR ROGER G. ABADAY, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |
| | - COUNCILOR YAN LAM S. LIM, CHAIRPERSON |
| | - COUNCILOR JOYLEEN MERCEDES L. BALABA, VICE CHAIRPERSON |
| | - COUNCILOR EDGAR S. CABANLAS, MEMBER |
| | - COUNCILOR JOHN MICHAEL L. SENO, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |
| ▪ COMMITTEE ON LAWS AND RULES | - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON |
| | - COUNCILOR GEORGE S. GOKING, MEMBER |
| | - COUNCILOR ROGER G. ABADAY, MEMBER |
| | - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |

6) **PROPOSED ORDINANCE NO. 2023-306** - approving the Development Permit (DP) of Teakwood Crest Subdivision Project located in Barangay Agusan, this City, with an area of 76,600 square meters, containing 213 lots (*under PD 957*), as applied for by A. Brown Company, Inc., represented by Mr. John L. Batac, Chief Operating Officer; subject to the compliance of the conditions imposed by the City Housing Board, City Housing and Urban Development Department (CHUDD) and the City Engineer's Office.

(SEE APPENDIX "G" / Pages 69-79)

Document/s on file:

- | | |
|--|---|
| ▪ Endorsement of City Housing Board dated July 27, 2023 | ▪ Blueprint of Cover Sheet, Location and Vicinity Map |
| ▪ CHUDD Recommendation for Development Permit | ▪ Topographic Map, Site Development Plan, Lot Plan |
| ▪ Application for Development Permit | ▪ Road Profiles, Drainage System Plans/Layouts and Details |
| ▪ Technical Evaluation by the City Engineer's Office | ▪ Water Supply System Plans/Layouts and Details |
| ▪ Affidavit of Undertaking / Photos/images | ▪ Electrical System Plans and Details, and Tree Planting Scheme |
| ▪ Certificate of Social Acceptability issued by the Office of the City Mayor | |

COMMITTEE SPONSOR/S:

- | | |
|---|--|
| ▪ COMMITTEE ON SUBDIVISION AND LANDED ESTATE | - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON |
| | - COUNCILOR MARIA LOURDES S. GAANE, VICE CHAIRPERSON |
| | - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER |
| | - COUNCILOR ROGER G. ABADAY, MEMBER |
| | - COUNCILOR JOSE PEPE S. ABBU, JR., MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |
| ▪ COMMITTEE ON LAWS AND RULES | - COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON |
| | - COUNCILOR ROMEO V. CALIZO, VICE CHAIRPERSON |
| | - COUNCILOR ROGER G. ABADAY, MEMBER |
| | - COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |

7) **PROPOSED ORDINANCE NO. 2023-307** - authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to enter into and sign the Memorandum of Agreement (MOA) with the Northern Mindanao Medical Center (NMMC), represented by its Chief of Hospital, Dr. Jose C. Chan, covering the implementation of Health Care Provider Network (HCPN) and City-wide Health System (CWHS) in the City, in accordance with the DOH-Administrative Order No. 2020-0019 (*Guidelines on the Service Delivery Design of Health Care Provider Networks*), as mandated by the Universal Health Care (UHC) Act, under the terms and conditions stipulated therein.

(SEE APPENDIX "H" / Pages 80-107)

Document/s on file:

- | | |
|---|--|
| ▪ Letter of City Mayor Rolando A. Uy dated August 15, 2023 | ▪ Letter of City Legal office dated July 31, 2023 |
| ▪ Endorsement of the City Health Office dated September 7, 2023 | ▪ Letter of Northern Mindanao Medical Center dated September 5, 2023 |
| ▪ Memorandum of Agreement (MOA) | |
| ▪ Endorsement of the City Health Office dated August 3, 2023 | |

COMMITTEE SPONSOR/S:

- | | |
|--|--|
| ▪ COMMITTEE ON HEALTH, NUTRITION AND HEALTH INSURANCE | - COUNCILOR MARIA LOURDES S. GAANE, CHAIRPERSON |
| | - COUNCILOR JOYLEEN MERCEDES L. BALABA, VICE CHAIRPERSON |
| | - COUNCILOR IMEE ROSE P. MORENO, MEMBER |
| | - COUNCILOR YEVONNA YACINE B. EMANO, MEMBER |
| | - COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER |

▪ COMMITTEE ON LAWS AND RULES	-	COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
	-	COUNCILOR ROMEO V. CALIZO, VICE CHAIRPERSON
	-	COUNCILOR ROGER G. ABADAY, MEMBER
	-	COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
	-	COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
	-	VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

- 8) **PROPOSED RESOLUTION NO. 2023-383** - interposing no objection to the Foreshore Lease Application of the GAMA Foods Corporation, covering a parcel of land with an area of 3,987 square meters (*adjacent to its property covered under Lot 1-A-1-4-B-5-B-1, Title No. 137-2010000699, Lot 1-A-4-B-5-B-2, Title No. 137-2019008446, Lot 1-A-4-B-5-B-3, Title No. 137-2019008447*), located at Purok 10, Sitio Baloy, Barangay Tablon, this City; subject to compliance of the conditions imposed by the City Local Environment and Natural Resources (CLENRO), City Engineer's Office, City Planning and Development Office (CPDO), and other government agencies.

(SEE APPENDIX "I" / Pages 108-127)

Note: *Deferred during the 44th Regular Session on May 15, 2023, and referred to the City Legal Office for review, comment and recommendation.*

Document/s on file:

- | | |
|---|--|
| ▪ Opinion of the City Legal Office dated September 21, 2023 | ▪ Letter request of GAMA Foods Corporation dated October 13, 2022Barangay Tablon Resolution No. 01-01-2022 |
| ▪ GAMA Foods Corporation Board Resolution subscribed May 8, 2023 | ▪ Joint Inspection Team (JIT) |
| ▪ Affidavit of Undertaking of Gama Foods Corporation dated May 8, 2023 | ▪ Certification of DPWH dated August 3, 2023 |
| ▪ Endorsement of Office of the City Administrator dated January 23, 2023 | ▪ Certificate of No Objection of PPA dated March 4, 2023 |
| ▪ Endorsement of Office of the CLENRO dated Jan. 20, 2023 | ▪ Endorsement and Certification of PPA dated March 4, 2023 |
| ▪ Inspection report - transmittal letter of CLENRO dated January 13, 2023 | ▪ Transfer Certificate of Titles |
| ▪ Application for Foreshore Lease Agreement Evaluation of CLENRO | ▪ Real Property Tax Clearance of the Office of the City Treasurer dated November 4, 2022 |
| | ▪ Vicinity map, tunnel vent layer plan, floor plans and foreshore lease plan |

COMMITTEE SPONSOR/S:

▪ COMMITTEE ON SUBDIVISION AND LANDED ESTATE	-	COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER
	-	COUNCILOR ROGER G. ABADAY, MEMBER
	-	COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
	-	VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER
▪ COMMITTEE ON LAWS AND RULES	-	COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
	-	COUNCILOR ROMEO V. CALIZO, VICE CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER
	-	COUNCILOR ROGER G. ABADAY, MEMBER
	-	COUNCILOR JOYLEEN MERCEDES L. BALABA, MEMBER
	-	COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
	-	VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

For inclusion:

- 9) **PROPOSED ORDINANCE NO. 2023-308** - authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to enter into and sign the Data Sharing Agreement with the Department of Social Welfare and Development (DSWD), represented by its Regional Director, Ramel F. Jamen, covering the collaboration of the parties in the sharing of data/personal information for the implementation of the National Household Targeting System for Poverty Reduction (NHTS-PR), also known as Listahanan, in accordance with the Data Privacy Act (R.A. 10173), National Privacy Commission Policy, and other related laws, under the terms and conditions stipulated therein.

(SEE APPENDIX "J" / Pages 128-141)

Note: *Certified urgent by Honorable City Mayor Rolando A. Uy*

Document/s on file:

- Letter of the Honorable City Mayor Rolando A. Uy dated September 14, 2023
- Endorsement of the City Legal Office dated September 12, 2023
- Executive Order No. 259, Series of 2023 of the Honorable City Mayor Rolando A. Uy
- Letter of the CSWDD dated July 26, 2023
- Data Sharing Agreement

- 10) **PROPOSED ORDINANCE NO. 2023-309** - authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to enter into and sign the Memorandum of Agreement (MOA) with the El Observatorio De Manila, represented by its Director, Fr. Jose Ramon T. Villarin, SJ, covering the parties' research collaboration on tropical meteorology, weather forecasting, and climate projections in the Philippines, under the terms and conditions stipulated therein.

(SEE APPENDIX "K" / Pages 142-150)

Document/s on file:

- Letter of the Honorable City Mayor Rolando A. Uy dated September 15, 2023
- Memorandum of Agreement (MOA)

Note: Certified urgent by Honorable City Mayor Rolando A. Uy

- 11) **PROPOSED RESOLUTION NO. 2023-510** - approving and/or adopting the Annual Investment Program (AIP) for CY 2024 of the City Government of Cagayan de Oro.

(SEE APPENDIX "L" / Page 151 & Separate Book)

Note: Certified urgent by Honorable City Mayor Rolando A. Uy

Document/s on file:

- City Development Council Resolution No. 10 (s. 2023)
- Annual Investment Program CY 2024 (Separate Book)

- 12) **PROPOSED ORDINANCE NO. 2023-310** - authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to engage into loan with the Land Bank of the Philippines (LBP) in the amount of ₱1,639,727,284.00, to fund the herein priority projects, to wit:

Purpose of Loan	Amount
A. Proposed Site for the New City Hall	₱1,528,978,503.00
B. Land Development	110,748,781.00

Term of Loan: Up to 15 years, inclusive two years grace period on principal.

(SEE APPENDIX "M" / Pages 152-164)

Note: Certified urgent by Honorable City Mayor Rolando A. Uy

Document/s on file:

- Endorsement of the Honorable City Mayor Rolando A. Uy
- Resolution No. 170-2023 of the Local Finance Committee
- Net Debt Service Ceiling and Borrowing Capacity FY2020
- Appraisal Report dated August 8, 2023
- Endorsement of the City Legal Office dated September 14, 2023
- Transfer Certificate of Title No. 137-2014001127
- Program of Works/Budget Cost prepared by the City Engineer's Office

**MINUTES OF THE 54TH REGULAR SESSION OF THE 20TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
SEPTEMBER 18, 2023**

1 City Vice Mayor **JOCELYN B. RODRIGUEZ**, Presiding Officer, called the session to order at
2 exactly 2:56 PM.

3 The members present were the following:

4 - City Vice Mayor **JOCELYN B. RODRIGUEZ**

5 *First District:*

6 - City Councilor **AGAPITO ERIBERTO G. SUAN**

7 - City Councilor **IMEE ROSE P. MORENO**

8 - City Councilor **ROGER G. ABADAY**

9 - City Councilor **GEORGE S. GOKING**

10 - City Councilor **ROMEO V. CALIZO**

11 - City Councilor **JOSE PEPE S. ABBU, JR.**

12 - City Councilor **MALVERN A. ESPARCIA**

13 *Second District:*

14 - City Councilor **YEVONNA YACINE B. EMANO**

15 - City Councilor **MARIA LOURDES S. GAANE, M.D.**

16 - City Councilor **JOYLEEN MERCEDES L. BALABA**

17 - City Councilor **JAMES K. JUDITH II**

18 - City Councilor **IAN MARK Q. NACAYA**

19 - City Councilor **EDGAR S. CABANLAS**

20 - City Councilor **CHRISTIAN RUSTICO M. ACHAS**

21 *Ex-Officio Member:*

22 - City Councilor **YAN LAM S. LIM** (*President, Liga ng mga Barangay*)

23 - City Councilor **JOHN MICHAEL L. SENO** (*President, City SK Federation*)

24 *On Leave:*

25 - City Councilor **JAY R. PASCUAL**

26 - City Councilor **SUZETTE G. MAGTAJAS – DABA**

27 After determining that a quorum existed, the City Council proceeded to do business.

28 **A. ON MINUTES OF THE 53RD REGULAR SESSION ON SEPTEMBER 11, 2023**

29 **MOTION NO. 27175-2023**

30 MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE PREVIOUS REGULAR
31 SESSION ON SEPTEMBER 11, 2023

32 Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present.,
33 UNANIMOUSLY CARRIED.

34 **MOTION NO. 27176-2023**

35 MOTION TO APPROVE THE MINUTES OF THE PREVIOUS REGULAR SESSION ON SEPTEMBER 11,
36 2023

37 Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present,
38 UNANIMOUSLY CARRIED.

39 **B. ON SPECIAL REPORT**

40 i. Councilor Ian Mark Q. Nacaya highlighted Cagayan de Oro City's status as a center of
41 excellence for white water river rafting, emphasizing its importance as a top destination for
42 adventure enthusiasts. He also emphasized the city's role as a vital training hub for swift
43 water and flood rescue operations, reinforcing its commitment to tourism and safety.

44 *Action Taken: The Report was referred jointly to the Committees on Tourism and on Environment.*

45 ii. Councilor Malvern Esparcia reported the dilapidated condition of the abandoned or
46 unoccupied several housing units at the 722 Japan Non-Grant Aid Relocation Project in
47 Lumbia, calling for concerned government agencies to look into the matter to address
48 the housing backlog issue in the city.

49 *Action Taken: The Report was referred to the Committee on Subdivision and Landed Estate.*

50 iii. Councilor Roger G. Abaday provided a brief report on the UN-Habitat Solid Waste
51 Management initiative, highlighting its significance in addressing the city's waste
52 management challenges. He emphasized the need for comprehensive strategies to
53 improve waste disposal and promote environmental sustainability, emphasizing the
54 importance of community involvement and awareness in achieving these goals.

55 *Action Taken: The Report was referred to the Committee on Environment.*

56 iv. Councilor Edgar S. Cabanlas proposed scrapping the public restroom fees especially in
57 the City's public markets, citing that in other countries such facilities are free of use.

58 *Action Taken: The Report was referred to the Committee on Economic Enterprises*

59 **C. ON MINUTES OF THE 54TH REGULAR SESSION ON SEPTEMBER 18, 2023**

60 **RESOLUTION NO. 14707-2023**

61 RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF BARANGAY TAGLIMAO, THIS CITY,
62 ITS ORDINANCE NO. 001, SERIES OF 2023, COVERING ITS ANNUAL BUDGET FOR CY 2023, WITH
63 AN ESTIMATED INCOME OF ₱3,887,798.00, WITH THE INFORMATION THAT SAID ORDINANCE IS
64 OPERATIVE IN ITS ENTIRETY

65 Moved by Councilor Yan Lam S. Lim, duly seconded by Councilor John Michael L. Seno,
66 UNANIMOUSLY APPROVED.

67 **MOTION NO. 27177-2023**

68 MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14707-2023**

69 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor John Michael L. Seno,
70 UNANIMOUSLY CARRIED.

71 **RESOLUTION NO. 14708-2023**

72 RESOLUTION RETURNING TO THE SANGGUNIANG KABATAAN OF BARANGAY CANITOAN, THIS
73 CITY, ITS RESOLUTION NO. 003, S. 2023, COVERING ITS ANNUAL BUDGET FOR CY 2023, WITH
74 AN ESTIMATED INCOME OF ₱3,626,686.00, WITH THE INFORMATION THAT SAID RESOLUTION
75 IS OPERATIVE IN ITS ENTIRETY.

76 Moved by Councilor John Michael L. Seno, severally seconded by the members present,
77 UNANIMOUSLY APPROVED.

78 **MOTION NO. 27178-2023**

79 MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14708-2023**

80 Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present,
81 UNANIMOUSLY CARRIED.

82 **RESOLUTION NO. 14709-2023**

83 RESOLUTION ACCREDITING THE CITIZEN'S WATCH FOR GOOD GOVERNANCE (CWGG), INC.,
84 FOR PURPOSES OF ITS MEMBERSHIP IN THE LOCAL SPECIAL BODIES, PURSUANT TO DILG
85 CIRCULAR NO. 2022-083 AND ARTICLE 64, RULE XIII OF THE RULES AND REGULATIONS
86 IMPLEMENTING THE 1991 LOCAL GOVERNMENT CODE; OR FUNDING ITS PROJECT FROM THE
87 CITY OR OTHER SOURCES AS REQUIRED UNDER THE COA CIRCULAR PERTINENT THERETO

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Agapito Eriberto G. Suan, UNANIMOUSLY APPROVED.

MOTION NO. 27179-2023

MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14709-2023**

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor George S. Goking, UNANIMOUSLY CARRIED.

RESOLUTION NO. 14710-2023

RESOLUTION EXTENDING THE UPDATING OF THE COMPREHENSIVE LAND USE PLAN (CLUP) OF THE CITY OF CAGAYAN DE ORO TO COVER A PLANNING PERIOD OF 2024-2032, AS RECOMMENDED BY THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN DEVELOPMENT (DHSUD)-REGION 10

Moved by Councilor James K. Judith II, duly seconded by Councilors Yevonna Yacine B. Emano, Agapito Eriberto G. Suan and Malvern A. Esparcia, UNANIMOUSLY APPROVED.

MOTION NO. 27180-2023

MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14710-2023**

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor John Michael L. Seno, UNANIMOUSLY CARRIED.

ORDINANCE NO. 14630-2023

AN ORDINANCE APPROPRIATING THE SUM OF ₱32,044.77 FROM THE ITEM: "NON-OFFICE: GENERAL PUBLIC SERVICES SECTOR-SPECIAL PURPOSE FUND-TERMINAL LEAVE BENEFITS/MONETIZATION OF EARNED LEAVE CREDITS (EARMARKED FOR DR. EFREN G. CELESTE, MEDICAL OFFICER IV OF THE CITY HEALTH DEPARTMENT)" IN THE 2023 ANNUAL BUDGET TO BE MADE AVAILABLE FOR THE PAYMENT OF THE TERMINAL LEAVE PAY OF THE LATE MR. ROSENDO T. OCULARIS, FORMER SANITATION INSPECTOR II OF THE CITY HEALTH DEPARTMENT, WHO DIED LAST DECEMBER 4, 2022

Moved by Councilor Joyleen Mercedes L. Balaba, duly seconded by Councilors Agapito Eriberto G. Suan, James K. Judith II and Yevonna Yacine B. Emano, UNANIMOUSLY APPROVED.

MOTION NO. 27181-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14630-2023**

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors George S. Goking and James K. Judith II, UNANIMOUSLY CARRIED.

ORDINANCE NO. 14631-2023

AN ORDINANCE APPROPRIATING THE SUM OF ₱6,000.00 FROM THE "SALARY SAVINGS OF THE ITEM NO. 25-ADMINISTRATIVE AIDE II UNDER THE PERSONAL SERVICES OF THE CITY CHIEF EXECUTIVE OFFICE FOR THE PERIOD JANUARY 1 -10, 2023" IN THE 2023 ANNUAL BUDGET TO BE MADE AVAILABLE FOR THE PAYMENT OF THE UNPAID CLAIM FOR CY 2022 CLOTHING ALLOWANCE OF MS. JUDY C. ALARCON, LICENSE INSPECTOR I, WHO WAS APPOINTED AS REGULAR/PERMANENT PLANTILLA PERSONNEL OF THE CITY CHIEF EXECUTIVE OFFICE EFFECTIVE FEBRUARY 2, 2022

Moved by Councilor Yan Lam S. Lim, severally seconded by members present, UNANIMOUSLY APPROVED.

MOTION NO. 27182-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14631-2023**

Moved by Councilor Edgar S. Cabanlas, severally seconded by members present,

UNANIMOUSLY CARRIED.

ORDINANCE NO. 14632-2023

AN ORDINANCE APPROPRIATING THE SUM OF ₱143,803.36 FROM THE "SALARY SAVINGS OF THE ITEM NO. 4-LOCAL DISASTER RISK REDUCTION MANAGEMENT OFFICER III UNDER THE PERSONAL SERVICES OF THE CITY DISASTER RISK REDUCTION MANAGEMENT DEPARTMENT (CDRRMD) FOR THE PERIOD JANUARY 1 TO APRIL 3, 2023" IN THE 2023 ANNUAL BUDGET TO BE MADE AVAILABLE FOR THE PAYMENT OF THE SALARIES, PERA, ETC. FOR DECEMBER 1-31, 2022 OF THE HEREIN EMPLOYEES WHO WERE APPOINTED AS REGULAR/PERMANENT PLANTILLA PERSONNEL OF THE CDRRMD EFFECTIVE DECEMBER 1, 2022

Moved by Councilor Yan Lam S. Lim, duly seconded by Councilor George S. Goking, UNANIMOUSLY APPROVED.

MOTION NO. 27183-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14632-2023**

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Malvern A. Esparcia and George S. Goking, UNANIMOUSLY CARRIED.

ORDINANCE NO. 14633-2023

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF TRADE AND INDUSTRY-CENTER FOR INTERNATIONAL TRADE EXPOSITIONS AND MISSIONS (DTI-CITEM), REPRESENTED BY ITS EXECUTIVE DIRECTOR, DR. EDWARD L. FERREIRA, COVERING THE PARTICIPATION OF THE CITY GOVERNMENT TO THE IFEX (INTERNATIONAL FOOD EXHIBITION) PHILIPPINES 2023 AT WORLD TRADE METRO MANILA, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

Moved by Councilor George S. Goking, duly seconded by Councilors Edgar S. Cabanlas and James K. Judith II, UNANIMOUSLY APPROVED.

MOTION NO. 27184-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14633-2023**

Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present, UNANIMOUSLY CARRIED.

ORDINANCE NO. 14634-2023

AN ORDINANCE APPROVING THE APPLICATION OF THE LUMBIA OCTAGON SPORTS ARENA (LOSA), REPRESENTED BY ITS PRESIDENT, MR. RODRIGO GO, FOR A PERMIT TO CONDUCT A ONE-DAY 3-STAG DERBY AT THE SAID ARENA, BARANGAY LUMBIA, THIS CITY, ON SEPTEMBER 20, 2023 ON THE OCCASION OF THE 68TH ARAW NG LUMBIA

Moved by Councilor Roger G. Abaday, severally seconded by the members present, UNANIMOUSLY APPROVED.

MOTION NO. 27185-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14634-2023**

Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present, UNANIMOUSLY CARRIED.

ORDINANCE NO. 14635-2023

AN ORDINANCE APPROVING THE ALTERATION OF PLAN OF WESTWOODS VILLAGE SUBDIVISION PROJECT, LOCATED IN BARANGAY CARMEN, THIS CITY, PARTICULARLY BLOCK 5 (LOT 7), BLOCK 7 (LOT 7), BLOCK 9 (LOT 6), BY CHANGING THE LAND USE THEREOF FROM BUFFER LOTS TO

ROAD LOTS (556 SQUARE METERS), AND DEVELOPMENT OF ADDITIONAL 9 LOTS/UNITS (2,175 SQUARE METERS), WITH A TOTAL AFFECTED AREA OF 2,731 SQUARE METERS, AS APPLIED FOR BY PUEBLO DE ORO DEVELOPMENT CORPORATION, REPRESENTED BY ITS VICE PRESIDENT AND GENERAL MANAGER, MR. CHRYSLER B. ACEBU; AND FOR THIS PURPOSE, AMENDING ORDINANCE NO. 12401-2012, AS AMENDED BY ORDINANCE NOS. 12918-2015 AND 13803-2020

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Yevonna Yacine B. Emano and James K. Judith II, UNANIMOUSLY APPROVED.

MOTION NO. 27186-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14635-2023**

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors John Michael L. Seno and Yevonna Yacine B. Emano, UNANIMOUSLY CARRIED.

ORDINANCE NO. 14636-2023

AN ORDINANCE APPROVING THE ALTERATION OF PLAN OF XAVIER ESTATES PHASE 6 - IGNATIUS ENCLAVE PHASE 2 SUBDIVISION PROJECT, LOCATED IN BARANGAY BALULANG, THIS CITY, PARTICULARLY BLOCK 8 (LOTS 16-21), BLOCK 9 (LOTS 22-23), BLOCK 10 (LOT 24), BLOCK 11 (LOTS 1-12) AND BLOCK 12 (LOTS 1-3) WITH A TOTAL AFFECTED AREA OF 4,263 SQUARE METERS, BY CHANGING THE TYPE OF PROJECT THEREIN FROM WALK-UP CONDOMINIUM TO RESIDENTIAL HOUSE AND LOT, AS APPLIED FOR BY A. BROWN COMPANY, INC., REPRESENTED BY MS. JOYLYN F. MAGADAN; AND FOR THIS PURPOSE, AMENDING ORDINANCE NO. 14178-2021

Moved by Councilor Jose Pepe S. Abbu, Jr., duly seconded by Councilors Yevonna Yacine B. Emano and George S. Goking, UNANIMOUSLY APPROVED.

MOTION NO. 27187-2023

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14636-2023**

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor Yevonna Yacine B. Emano, UNANIMOUSLY CARRIED.

MOTION NO. 27188-2023

MOTION TO INCLUDE IN TODAY'S REGULAR SESSION, AS ITEM:

1) PROPOSED ORDINANCE NO. 2023-301- authorizing the Honorable City Mayor Rolando A. Uy to enter into and sign the Contract of Lease by and between the City Government of Cagayan de Oro and Ms. Anne Blanco Agnes, covering the lease of the latter's Doors 5, 6, and 7 with an aggregate floor area of 95.58 square meters located at corner Rosal and Mabolo Streets, Carmen, this City, for the use as office of the City Election Officer of Cagayan de Oro City-1st District.

NOTE: CERTIFIED URGENT BY CITY MAYOR ROLANDO A. UY

2) PROPOSED ORDINANCE NO. 2023-302 - authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to enter into and sign the Memorandum of Understanding (MOU) with the Aquanaut Construction Corp., represented by its President, Mr. Freddie Zachary Estoesta, covering the collaboration of the parties in the preparation of a Feasibility Study for a Material Recovery Facility (MRF) in the City.

NOTE: CERTIFIED URGENT BY CITY MAYOR ROLANDO A. UY

3) PROPOSED ORDINANCE NO. 2023-303 - authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to enter into and sign the Memorandum of Understanding (MOU) with the Standard Systems Water and Wastewater Technologies, Inc., represented by its President, Mr. Patrick Gerard L. Pelayo, covering the collaboration of the parties in the preparation of a Feasibility Study for a Bulk Water Supply Project in the City.

223 NOTE: CERTIFIED URGENT BY CITY MAYOR ROLANDO A. UY

224 **15) PROPOSED RESOLUTION NO. 2023-507** – commending taxicab driver Tomas Corpuz
225 of Barangay Iponan, this City, for his remarkable honesty of returning to its owner the wallet
226 left in his vehicle.

227 *Proponents: Councilor Ian Mark Q. Nacaya and all members*

228 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Yevonna Yacine B.
229 Emano and James K. Judith II, UNANIMOUSLY CARRIED.

230 **ORDINANCE NO. 14637-2023**

231 AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY TO ENTER INTO
232 AND SIGN THE CONTRACT OF LEASE EXECUTED BY AND BETWEEN THE CITY GOVERNMENT OF
233 CAGAYAN DE ORO AND MS. ANNE BLANCO AGNES, COVERING THE LEASE OF THE LATTER'S
234 DOORS 5, 6, AND 7 WITH AN AGGREGATE FLOOR AREA OF 95.58 SQUARE METERS LOCATED AT
235 CORNER ROSAL AND MABOLO STREETS, CARMEN, THIS CITY, FOR THE USE AS OFFICE OF THE
236 CITY ELECTION OFFICER OF CAGAYAN DE ORO CITY-1ST DISTRICT

237 Moved by Councilor Imee Rose P. Moreno, duly seconded by Councilors John Michael L.
238 Seno and Agapito Eriberto G. Suan, UNANIMOUSLY APPROVED.

239 **MOTION NO. 27189-2023**

240 MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14637-2023**

241 Moved by Councilor E Edgar S. Cabanlas, duly seconded by Councilors Yevonna Yacine B.
242 Emano and Agapito Eriberto G. Suan, UNANIMOUSLY CARRIED.

243 **ORDINANCE NO. 14638-2023**

244 AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING
245 THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM
246 OF UNDERSTANDING (MOU) WITH THE AQUANAUT CONSTRUCTION CORP., REPRESENTED BY ITS
247 PRESIDENT, MR. FREDDIE ZACHARY ESTOESTA, COVERING THE COLLABORATION OF THE
248 PARTIES IN THE PREPARATION OF A FEASIBILITY STUDY FOR A MATERIAL RECOVERY FACILITY
249 (MRF) IN THE CITY

250 Moved by Councilor Roger G. Abaday, duly seconded by Councilor John Michael L. Seno,
251 UNANIMOUSLY APPROVED.

252 **MOTION NO. 27190-2023**

253 MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14638-2023**

254 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor John Michael L. Seno,
255 UNANIMOUSLY CARRIED.

256 **ORDINANCE NO. 14639-2023**

257 AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING
258 THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM
259 OF UNDERSTANDING (MOU) WITH THE STANDARD SYSTEMS WATER AND WASTEWATER
260 TECHNOLOGIES, INC., REPRESENTED BY ITS PRESIDENT, MR. PATRICK GERARD L. PELAYO,
261 COVERING THE COLLABORATION OF THE PARTIES IN THE PREPARATION OF A FEASIBILITY
262 STUDY FOR A BULK WATER SUPPLY PROJECT IN THE CITY

263 Moved by Councilor Imee Rose P. Moreno, duly seconded by Councilors Agapito Eriberto
264 G. Suan and Yevonna Yacine B. Emano, UNANIMOUSLY APPROVED.

265 **MOTION NO. 27191-2023**

266 MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14639-2023**

267 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor George S. Goking,
268 UNANIMOUSLY CARRIED.

269 **RESOLUTION NO. 14711-2023**

270 RESOLUTION COMMENDING TAXICAB DRIVER TOMAS CORPUZ OF BARANGAY IPONAN, THIS
271 CITY, FOR HIS REMARKABLE HONESTY OF RETURNING TO ITS OWNER THE WALLET LEFT IN HIS
272 VEHICLE

273 Proponents: Councilor Ian Mark Q. Nacaya and all members

274 Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Agapito Eriberto G.
275 Suan and James K. Judith II, UNANIMOUSLY APPROVED.

276 **MOTION NO. 27192-2023**

277 MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14711-2023**

278 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor John Michael L. Seno,
279 UNANIMOUSLY CARRIED.

280 **MOTION NO. 27193-2023**

281 MOTION TO ADJOURN THE 54TH REGULAR SESSION OF THE 20TH CITY COUNCIL (SANGGUNIANG
282 PANLUNGSOD) OF CAGAYAN DE ORO

283 Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present,
284 UNANIMOUSLY CARRIED.

285 The session adjourned at 4:36 PM, September 18, 2023.

I hereby certify to the correctness of the foregoing Minutes.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as correct:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER



ORDINANCE NO. 14630-2023

AN ORDINANCE APPROPRIATING THE SUM OF ₱32,044.77 FROM THE ITEM: "NON-OFFICE: GENERAL PUBLIC SERVICES SECTOR-SPECIAL PURPOSE FUND-TERMINAL LEAVE BENEFITS/MONETIZATION OF EARNED LEAVE CREDITS (EARMARKED FOR DR. EFREN G. CELESTE, MEDICAL OFFICER IV OF THE CITY HEALTH DEPARTMENT)" IN THE 2023 ANNUAL BUDGET TO BE MADE AVAILABLE FOR THE PAYMENT OF THE TERMINAL LEAVE PAY OF THE LATE MR. ROSENDO T. OCULARIS, FORMER SANITATION INSPECTOR II OF THE CITY HEALTH DEPARTMENT, WHO DIED LAST DECEMBER 4, 2022

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The sum of ₱32,044.77 is hereby appropriated from the item: "Non-Office: General Public Services Sector-Special Purpose Fund-Terminal Leave Benefits/Monetization of Earned Leave Credits (earmarked for Dr. Efren G. Celeste, Medical Officer IV of the City Health Department)" in the 2023 Annual Budget to be made available for the payment of the Terminal Leave Pay of the late Mr. Rosendo T. Ocularis, former Sanitation Inspector II of the City Health Department, who died last December 4, 2022.

SECTION 2. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
	2 nd District:	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>On Leave:</u>		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

Attested:

ROLANDO A. UY
CITY MAYOR

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14631-2023

AN ORDINANCE APPROPRIATING THE SUM OF ₱6,000.00 FROM THE "SALARY SAVINGS OF THE ITEM NO. 25-ADMINISTRATIVE AIDE II UNDER THE PERSONAL SERVICES OF THE CITY CHIEF EXECUTIVE OFFICE FOR THE PERIOD JANUARY 1 -10, 2023" IN THE 2023 ANNUAL BUDGET TO BE MADE AVAILABLE FOR THE PAYMENT OF THE UNPAID CLAIM FOR CY 2022 CLOTHING ALLOWANCE OF MS. JUDY C. ALARCON, LICENSE INSPECTOR I, WHO WAS APPOINTED AS REGULAR/PERMANENT PLANTILLA PERSONNEL OF THE CITY CHIEF EXECUTIVE OFFICE EFFECTIVE FEBRUARY 2, 2022

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The sum of ₱6,000.00 is hereby appropriated from the "*Salary Savings of the Item No. 25-Administrative Aide II under the Personal Services of the City Chief Executive Office for the period January 1 -10, 2023*" in the 2023 Annual Budget to be made available for the payment of the unpaid claim for CY 2022 Clothing Allowance of Ms. Judy C. Alarcon, License Inspector I, who was appointed as regular/permanent plantilla personnel of the City Chief Executive Office effective February 2, 2022.

SECTION 2. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
	2 nd District:	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>On Leave:</u>		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

Attested:

ROLANDO A. UY
CITY MAYOR

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14632-2023

AN ORDINANCE APPROPRIATING THE SUM OF ₱143,803.36 FROM THE "SALARY SAVINGS OF THE ITEM NO. 4-LOCAL DISASTER RISK REDUCTION MANAGEMENT OFFICER III UNDER THE PERSONAL SERVICES OF THE CITY DISASTER RISK REDUCTION MANAGEMENT DEPARTMENT (CDRRMD) FOR THE PERIOD JANUARY 1 TO APRIL 3, 2023" IN THE 2023 ANNUAL BUDGET TO BE MADE AVAILABLE FOR THE PAYMENT OF THE SALARIES, PERA, ETC. FOR DECEMBER 1-31, 2022 OF THE HEREIN EMPLOYEES WHO WERE APPOINTED AS REGULAR/PERMANENT PLANTILLA PERSONNEL OF THE CDRRMD EFFECTIVE DECEMBER 1, 2022

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The sum of ₱143,803.36 is hereby appropriated from the "Salary Savings of the Item No. 4- Local Disaster Risk Reduction Management Officer III under the Personal Services of the City Disaster Risk Reduction Management Department (CDRRMD) for the period January 1 to April 3, 2023" in the 2023 Annual Budget to be made available for the payment of the salaries, PERA, etc. for December 1-31, 2022 of the herein employees who were appointed as regular/permanent plantilla personnel of the CDRRMD effective December 1, 2022, to wit:

Name	Position	Monthly Rate	PERA	GSIS prem.	Pag-ibig	Philhealth	ECIP	Total
1. Abejo, Hannah D.	Admin. Asst. I	₱ 17,899.00	₱ 2,000	₱ 2,147.88	₱ 357.98	₱ 357.98	₱ 100	₱ 22,862.84
2. Actub, Christopher V.	Admin. Aide III	14,125.00	2,000	1,695.00	282.50	282.50	100	18,485.00
3. Galinada, Art T.	Admin. Asst. I	17,899.00	2,000	2,147.88	357.98	357.98	100	22,862.84
4. Javier, Oliver Kim M.	Admin. Aide III	14,125.00	2,000	1,695.00	282.50	282.50	100	18,485.00
5. Nangcas-Quimbao, Lanelyn U.	LDRRM Asst.	18,998.00	2,000	2,279.76	379.96	379.96	100	24,137.68
6. Pacamo, Kelly-Fernie P.	Admin. Aide III	14,125.00	2,000	1,695.00	282.50	282.50	100	18,485.00
7. Waga, Wedmark D.	Admin. Aide III	14,125.00	2,000	1,695.00	282.50	282.50	100	18,485.00

SECTION 2. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

Present:

1 st District:	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
2 nd District:	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>On Leave:</u>	- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

ROLANDO A. UY
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14633-2023

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF TRADE AND INDUSTRY-CENTER FOR INTERNATIONAL TRADE EXPOSITIONS AND MISSIONS (DTI-CITEM), REPRESENTED BY ITS EXECUTIVE DIRECTOR, DR. EDWARD L. FERREIRA, COVERING THE PARTICIPATION OF THE CITY GOVERNMENT TO THE IFEX (INTERNATIONAL FOOD EXHIBITION) PHILIPPINES 2023 AT THE WORLD TRADE METRO MANILA, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, is hereby authorized to enter into and sign the Memorandum of Agreement (MOA) with the Department of Trade and Industry-Center for International Trade Expositions and Missions (DTI-CITEM), represented by its Executive Director, Dr. Edward L. Ferreira, covering the participation of the City Government to the IFEX (*International Food Exhibition*) Philippines 2023 at the World Trade Metro Manila, under the terms and conditions stipulated therein.

SECTION 2. The aforesaid MOA consisting of three (3) pages on file with the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

SECTION 3. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
	2 nd District:	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>On Leave:</u>		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

Attested:

ROLANDO A. UY
CITY MAYOR

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14634-2023

AN ORDINANCE APPROVING THE APPLICATION OF THE LUMBIA OCTAGON SPORTS ARENA (LOSA), REPRESENTED BY ITS PRESIDENT, MR. RODRIGO GO, FOR A PERMIT TO CONDUCT A ONE-DAY 3-STAG DERBY AT THE SAID ARENA, BARANGAY LUMBIA, THIS CITY, ON SEPTEMBER 20, 2023 ON THE OCCASION OF THE 68TH ARAW NG LUMBIA

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The application of the Lumbia Octagon Sports Arena (LOSA), represented by its President, Mr. Rodrigo Go, for a permit to conduct a One-Day 3-Stag Derby at the said arena, Barangay Lumbia, this City, on September 20, 2023 on the occasion of the 68th Araw ng Lumbia, is hereby approved; subject to the regulations provided for under Chapter 171, as amended, of Ordinance No. 4373-94, otherwise known as the Codified Ordinance of Cagayan de Oro City.

SECTION 2. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	<u>1st District:</u>	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
	<u>2nd District:</u>	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
	<u>Ex-Officio:</u>	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>On Leave:</u>		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

Attested:

ROLANDO A. UY
CITY MAYOR

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14635-2023

AN ORDINANCE APPROVING THE ALTERATION OF PLAN OF WESTWOODS VILLAGE SUBDIVISION PROJECT, LOCATED IN BARANGAY CARMEN, THIS CITY, PARTICULARLY BLOCK 5 (LOT 7), BLOCK 7 (LOT 7), BLOCK 9 (LOT 6), BY CHANGING THE LAND USE THEREOF FROM BUFFER LOTS TO ROAD LOTS (556 SQUARE METERS), AND DEVELOPMENT OF ADDITIONAL 9 LOTS/UNITS (2,175 SQUARE METERS), WITH A TOTAL AFFECTED AREA OF 2,731 SQUARE METERS, AS APPLIED FOR BY PUEBLO DE ORO DEVELOPMENT CORPORATION, REPRESENTED BY ITS VICE PRESIDENT AND GENERAL MANAGER, MR. CHRYSLER B. ACEBU; AND FOR THIS PURPOSE, AMENDING ORDINANCE NO. 12401-2012, AS AMENDED BY ORDINANCE NOS. 12918-2015 AND 13803-2020

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The Alteration of Plan of Westwoods Village Subdivision project, located in Barangay Carmen, this City, particularly Block 5 (Lot 7), Block 7 (Lot 7), Block 9 (Lot 6), by changing the land use thereof from Buffer Lots to Road Lots (556 square meters), and development of additional 9 lots/units (2,175 square meters), with a total affected area of 2,731 square meters, as applied for by Pueblo de Oro Development Corporation, represented by its Vice President and General Manager, Mr. Chrysler B. Acebu, is hereby approved.

SECTION 2. For this purpose, Ordinance No. 12401-2012, entitled: *An Ordinance approving the application of Pueblo de Oro Corporation, represented by Rodolfo L. Meñes, SVP & General Manager, for Preliminary Approval and Locational Clearance (PALC) and Development Permit (DP), of Westwoods Village subdivision project containing 407 lots with an area of 135,730 square meters, located at Barangay Carmen, this City, as amended by Ordinance Nos. 12918-2015 and 13803-2020, is hereby further amended accordingly.*

SECTION 3. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
	2 nd District:	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
	Ex-Officio:	- Councilor Yan Lam S. Lim - Councilor Jay R. Pascual	- Councilor John Michael L. Seno - Councilor Suzette G. Magtajas-Daba
<u>On Leave:</u>			

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

ROLANDO A. UY
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14636-2023

AN ORDINANCE APPROVING THE ALTERATION OF PLAN OF XAVIER ESTATES PHASE 6 - IGNATIUS ENCLAVE PHASE 2 SUBDIVISION PROJECT, LOCATED IN BARANGAY BALULANG, THIS CITY, PARTICULARLY BLOCK 8 (LOTS 16-21), BLOCK 9 (LOTS 22-23), BLOCK 10 (LOT 24), BLOCK 11 (LOTS 1-12) AND BLOCK 12 (LOTS 1-3) WITH A TOTAL AFFECTED AREA OF 4,263 SQUARE METERS, BY CHANGING THE TYPE OF PROJECT THEREIN FROM WALK-UP CONDOMINIUM TO RESIDENTIAL HOUSE AND LOT, AS APPLIED FOR BY A. BROWN COMPANY, INC., REPRESENTED BY MS. JOYLYN F. MAGADAN; AND FOR THIS PURPOSE, AMENDING ORDINANCE NO. 14178-2021

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The Alteration of Plan of Xavier Estates Phase 6 - Ignatius Enclave Phase 2 Subdivision project, located in Barangay Balulang, this City, particularly Block 8 (Lots 16-21), Block 9 (Lots 22-23), Block 10 (Lot 24), Block 11 (Lots 1-12) and Block 12 (Lots 1-3) with a total affected area of 4,263 square meters, by changing the type of project therein from *Walk-Up Condominium* to *Residential House and Lot*, as applied for by A. Brown Company, Inc., represented by Ms. Joylyn F. Magadan, is hereby approved.

SECTION 2. For this purpose, Ordinance No. 14178-2021, entitled: *An ordinance approving the Development Plan (DP) of Xavier Estates Phase 6 Ignatius Enclave Phase 2 Subdivision Project, located in Barangay Balulang, this City, with an area of 59,388 square meters, containing 108 lots (under PD 957), as applied for by the A Brown Company, Inc., represented by its Compliance Manager, Allan V. Eguilos; subject to the conditions imposed by the City Engineering Office, City Housing and Urban Development Department and the City Housing Board*, is hereby amended accordingly.

SECTION 3. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan	- Councilor Romeo V. Calizo
		- Councilor Roger G. Abaday	- Councilor Jose Pepe S. Abbu, Jr.
		- Councilor Imee Rose P. Moreno	- Councilor Malvern A. Esparcia
		- Councilor George S. Goking	
	2 nd District:	- Councilor Yevonna Yacine B. Emano	- Councilor James K. Judith II
		- Councilor Maria Lourdes S. Gaane	- Councilor Edgar S. Cabanlas
		- Councilor Joyleen Mercedes L. Balaba	- Councilor Christian Rustico M. Achas
		- Councilor Ian Mark Q. Nacaya	
<u>On Leave:</u>	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

ROLANDO A. UY
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14637-2023

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY TO ENTER INTO AND SIGN THE CONTRACT OF LEASE EXECUTED BY AND BETWEEN THE CITY GOVERNMENT OF CAGAYAN DE ORO AND MS. ANNE BLANCO AGNES, COVERING THE LEASE OF THE LATTER'S DOORS 5, 6, AND 7 WITH AN AGGREGATE FLOOR AREA OF 95.58 SQUARE METERS LOCATED AT CORNER ROSAL AND MABOLO STREETS, CARMEN, THIS CITY, FOR THE USE AS OFFICE OF THE CITY ELECTION OFFICER OF CAGAYAN DE ORO CITY-1ST DISTRICT

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The Honorable City Mayor Rolando A. Uy is hereby authorized to enter into and sign the Contract of Lease executed by and between the City Government of Cagayan de Oro and Ms. Anne Blanco Agnes, covering the lease of the latter's Doors 5, 6, and 7 with an aggregate floor area of 95.58 square meters located at corner Rosal and Mabolo Streets, Carmen, this City, for the use as office of the City Election Officer of Cagayan de Oro City-1st District.

SECTION 2. The aforestated Contract of Lease consisting of five (5) pages on file with the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

SECTION 3. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan	- Councilor Romeo V. Calizo
		- Councilor Roger G. Abaday	- Councilor Jose Pepe S. Abbu, Jr.
		- Councilor Imee Rose P. Moreno	- Councilor Malvern A. Esparcia
		- Councilor George S. Goking	
	2 nd District:	- Councilor Yevonna Yacine B. Emano	- Councilor James K. Judith II
		- Councilor Maria Lourdes S. Gaane	- Councilor Edgar S. Cabanlas
		- Councilor Joyleen Mercedes L. Balaba	- Councilor Christian Rustico M. Achas
		- Councilor Ian Mark Q. Nacaya	
	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>On Leave:</u>		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

ROLANDO A. UY
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14638-2023

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING (MOU) WITH THE AQUANAUT CONSTRUCTION CORP., REPRESENTED BY ITS PRESIDENT, MR. FREDDIE ZACHARY ESTOESTA, COVERING THE COLLABORATION OF THE PARTIES IN THE PREPARATION OF A FEASIBILITY STUDY FOR A MATERIAL RECOVERY FACILITY (MRF) IN THE CITY

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, is hereby authorized to enter into and sign the Memorandum of Understanding (MOU) with the Aquanaut Construction Corp., represented by its President, Mr. Freddie Zachary Estoesta, covering the collaboration of the parties in the preparation of a Feasibility Study for a Material Recovery Facility (MRF) in the City.

SECTION 2. The aforestated MOU consisting of four (4) pages on file with the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

SECTION 3. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan	- Councilor Romeo V. Calizo
		- Councilor Roger G. Abaday	- Councilor Jose Pepe S. Abbu, Jr.
		- Councilor Imee Rose P. Moreno	- Councilor Malvern A. Esparcia
		- Councilor George S. Goking	
	2 nd District:	- Councilor Yevonna Yacine B. Emano	- Councilor James K. Judith II
		- Councilor Maria Lourdes S. Gaane	- Councilor Edgar S. Cabanlas
		- Councilor Joyleen Mercedes L. Balaba	- Councilor Christian Rustico M. Achas
		- Councilor Ian Mark Q. Nacaya	
<u>On Leave:</u>	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
		- Councilor Jay R. Pascual	- Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

Attested:

ROLANDO A. UY
CITY MAYOR

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ORDINANCE NO. 14639-2023

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING (MOU) WITH THE STANDARD SYSTEMS WATER AND WASTEWATER TECHNOLOGIES, INC., REPRESENTED BY ITS PRESIDENT, MR. PATRICK GERARD L. PELAYO, COVERING THE COLLABORATION OF THE PARTIES IN THE PREPARATION OF A FEASIBILITY STUDY FOR A BULK WATER SUPPLY PROJECT IN THE CITY

BE IT ORDAINED by the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session that:

SECTION 1. The Honorable City Mayor Rolando A. Uy is hereby authorized to enter into and sign the Memorandum of Understanding (MOU) with the Standard Systems Water and Wastewater Technologies, Inc., represented by its President, Mr. Patrick Gerard L. Pelayo, covering the collaboration of the parties in the preparation of a Feasibility Study for a Bulk Water Supply Project in the City.

SECTION 2. The aforestated MOU consisting of four (4) pages on file with the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

SECTION 3. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan - Councilor Roger G. Abaday - Councilor Imee Rose P. Moreno - Councilor George S. Goking	- Councilor Romeo V. Calizo - Councilor Jose Pepe S. Abbu, Jr. - Councilor Malvern A. Esparcia
	2 nd District:	- Councilor Yevonna Yacine B. Emano - Councilor Maria Lourdes S. Gaane - Councilor Joyleen Mercedes L. Balaba - Councilor Ian Mark Q. Nacaya	- Councilor James K. Judith II - Councilor Edgar S. Cabanlas - Councilor Christian Rustico M. Achas
<u>On Leave:</u>	Ex-Officio:	- Councilor Yan Lam S. Lim - Councilor Jay R. Pascual	- Councilor John Michael L. Seno - Councilor Suzette G. Magtajas-Daba

ENACTED this 18th day of September 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

Attested:

ROLANDO A. UY
CITY MAYOR

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



Communication Number:

Date:

Receiver:

From Committee on Laws and Rules

Subject Proposed Resolution returning to the Barangay Council of Barangay Indahag, this City, its Ordinance No. 2-2023, Series of 2023, covering its Supplemental Budget No. 1 for CY 2023, with an Estimated Income of P2,745,767.00, with the information that said Ordinance is operative in its entirety.

Respectfully referred to **COMMITTEE ON LAWS AND RULES** the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson

HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson

HON. GEORGE S. COKING
CITY COUNCILOR
Member

HON. ROGER G. ABADAY
CITY COUNCILOR
Member

HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Member

EX-OFFICIO MEMBERS

HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader

HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Communication Number: 2023-1875

Date: 09/13/2023
Receiver: EUCILLE

From: CBO
Subject: SUPPLEMENTAL BUDGET FOR CY 2023 GENERAL FUND OF BARANGAY INDAHAG, THIS CITY

Respectfully referred to COMMITTEE ON BARANGAY AFFAIRS the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023

recommending approval

HON. YAN LAM S. LIM
Chairperson

HON. JOHN MICHAEL L. SENO
Vice Chairperson

HON. ROGER G. ABADAY
Member

HON. GEORGE S. GOKING
Member

HON. MARIA LOURDES S. GAANE
Member

Member

Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS
Majority Floor Leader

HON. JAMES K. JUDITH II
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor

DISSENTING

Republic of the Philippines
City of Cagayan de Oro

CITY BUDGET OFFICE

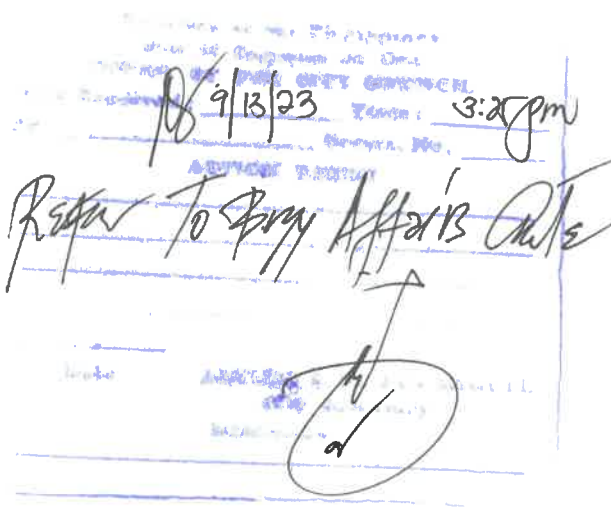
1st Endorsement

September 13, 2023

Respectfully forwarded to the Honorable Members of Sangguniang Panlungsod, this City, thru MR. ARTURO S. DE SAN MIGUEL, City Board Secretary, the herein copy of Supplemental Budget CY 2023 General Fund of Barangay Indahag, Cagayan de Oro City, involving the total appropriations of P 2,745,767.00 under Appropriation and Ordinance No.2, which is favorably recommended for approval having been found to be in order, having substantially complied with the basic requirements pursuant to the relevant provisions of the Local Government Code (RA 7160), subject to the following conditions:

1. That the additional sources of funds were duly certified by the Office of the City Accountant dated June 27, 2023.
2. That the appropriation for the additional personal services in the amount of P 2,745,767.00 is allowed due to the absence of such provision in the Annual Budget CY 2023
3. That the appropriation for 20% Development Fund is re-aligned projects.
4. That in all cases, disbursements of appropriation covered in this Annual Budget shall be subject to availability of funds and to all accounting and auditing rules and regulations.

Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the implementing barangay, subject to the posting requirement under Section 59 of RA 7160.



ROXANNE MA A. RAVIDAS, CPA
Acting City Budget Officer
For the Local Finance Committee

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Indahag
CY 2023 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 2,745,767.00 2,745,767.00 P -	Total appropriations did not exceed total income.	For Approval.
2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2021) P 16,751,501.76 b. 55% thereof (Legal limitation for PS) 9,213,326.00 c. Amount appropriated for PS 4,212,446.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 446,603.00 e. Net P.S. subject to limitation 3,765,843.00 h. Still Allowable or (Deficiency) 5,447,483.00	P -	Total Personal Services did not exceed the 55% limitation.	For Approval.
3. 20% Development Fund a. Amount of National Tax Allotment 17,451,986.00 b. 20% thereof 3,490,397.00 c. Amount Appropriated 3,490,397.00	97,253.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2017-1 Series of 2017 dated February 22, 2017.	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 19,881,192.00 b. 10% thereof 1,988,119.00 c. Amount Appropriated 1,988,119.00	-	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160.	For Approval.
5. B. BDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 19,881,192.00 b. 5% thereof 994,060.00 c. Amount Appropriated 994,060.00	-	Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121.	For Approval.
6. Discretionary Fund (Sec. 325 (h)) a. Total RPT of CY 2021 19,881,192.00 b. 2% thereof 397,623.84 c. Amount Appropriated		Provision of Extraordinary/Miscellaneous Expenditures is in accordance with Section 325(h) of RA 7160	For Approval.
7. Gender and Development Program a. Total Income General Fund 19,881,192.00 b. 5% Thereof 994,059.60 c. Amount Appropriated		Substantial amount appropriated	
8. Senior Citizen & Dis-able Program a. Must be appropriated Substantial amount 19,881,192.00 b. 1% Thereof 198,811.92 c. Amount Appropriated		Substantial amount appropriated	

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Indahag
 CY 2023 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
9. Implementation of LCPC		Substantial amount appropriated	
a. Total NTA	17,451,986.00		
b. 1% Thereof	174,519.86		
c. Amount Appropriated			
6. Other Appropriations:		That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
Maint. & Other Oprtg. Expenditures	2,308,514.00		
Capital Outlay: Equipment	190,000.00		
Infrastructure Projects	-		
Others	150,000.00	Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	
Non-Office/Special Project	-		

Final Action Taken / Recommendation:

The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 85-B dated December 23, 2022. Recommending favorable action thereon.



Republic of the Philippines
City of Cagayan de Oro
BARANGAY INDAHAG

Office of the Punong Barangay

MINUTES OF THE REGULAR SESSION OF THE BARANGAY COUNCIL OF INDAHAG HELD AT AT THE 2ND FLOOR NEW MULTI-PURPOSE HALL ON AUGUST 7, 2023.

Present:

Punong Barangay	JOCELYN N. DAHINO	Barangay Kagawad	CARMELITO R. DAMO
Barangay Kagawad	RENEJANE P. BABIA	Barangay Kagawad	SILVESTRITO J. REYES
Barangay Kagawad	BRUNO C. EXEQUIL	Barangay Kagawad	KRISTOFFER JOHN M. RIVERA
Barangay Kagawad	DOLLY B. BETE	Sk Chairman	LOWEN E. PANTALEON
Barangay Kagawad	FE C. NAMBATAC	Barangay Secretary	CAESAR D. BAUTISTA JR.
		Barangay Treasurer	DOROTHY JOY F. INTES

Absent:

NONE

**BARANGAY RESOLUTION # 276
SERIES OF 2023**

Presented for consideration is the Supplemental Budget No. 1 of the Barangay Indahag for the period of August 7, 2023 to December 31, 2023 in the sum of **Php 2,745,767.00**

NOW THEREFORE, on motion of Kagawad Renejane P. Babia and duly seconded by all Barangay Sangguniang Members present;

RESOLVED, as it is hereby resolved, to enact the following Appropriation Ordinance, to wit;

**APPROPRIATION ORDINANCE NO. 2-2023
SERIES OF 2023**

APPROPRIATING FUNDS FOR THE PERIOD FROM AUGUST 7, 2023 TO DECEMBER 31, 2023.

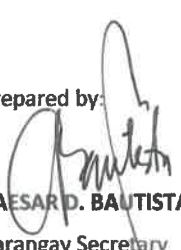
Be it enacted by the Sangguniang Barangay of Barangay Indahag that the Supplemental Budget No.1 covering the period of August 7, 2023 to December 31, 2023 with a total estimated income of **Php 2,745,767.00** as against total appropriation in the amount of **Php 2,745,767.00** is hereby approved.

RESOLVED FURTHER, to submit copies of this Resolution with the approved budget as embodied in the Appropriation Ordinance to the Sangguniang Panlungsod for review.

APPROVED AUGUST 7, 2023

I hereby certify that the foregoing Resolution No. 276 embodying Appropriation Ordinance No. 2 for the period of August 7, 2023 to December 31, 2023 of Barangay Indahag, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its Regular Session held at Multi-purpose Hall on August 7, 2023

Prepared by:


CAESAR D. BAUTISTA JR.
Barangay Secretary

Approved by:


HON. JOCELYN N. DAHINO
Punong Barangay

CALENDAR YEAR 2023

Supplemental Budget No. 1
BARANGAY INDAHAG
City of Cagayan de Oro
General Fund

PART 1 - STATEMENT OF FUND			
PARTICULARS		AMOUNT	
1 Funds Actually Available			
20% Development Fund CY 2021		97,253.00	
Net Funds Free CY 2021		2,648,514.00	
		P	2,745,767.00
PART II - STATEMENT OF SUPPLEMENTAL APPROPRIATIONS			
	OBJECT OF EXPEDITURES	ACCOUNT CLASSIFICATION	AMOUNT
Office of the Sangguniang Barangay	MAINTENANCE AND OTHER OPERATING EXPENSES		
	Fuel, Oil and Lubricants Expenses		300,000.00
	Food Supplies Expenses		250,000.00
	Other Maintenance & Operating Expenses - Cultural and Athletics		548,514.00
	Other Maintenance & Operating Expenses		350,000.00
	Travelling Expenses		400,000.00
	Other Supplies Expenses - Uniform		50,000.00
	Other Supplies & Materials Expenses		410,000.00
			2,308,514.00
	20% Development Fund CY 2023		
	Fabrication of Movable Railings		97,253.00
	Capital Outlay		
	Purchase of One (1) Unit Aircon (Inverter Type)		70,000.00
	Purchase of 300 Monoblock Chairs		150,000.00
	Purchase of Four (4) Units Industrial Fan		120,000.00
			340,000.00
	Total Supplemental Appropriations		2,745,767.00

Prepared by:

CAESAR D. BAUTISTA JR.
Barangay Secretary

Approved by:

HON. JOCELYN N. DAHINO
Punong Barangay



Communication Number:

Date:

Receiver:

From Committee on Barangay Affairs

Subject Proposed Resolution returning to the Barangay Council of Barangay No. 17, this City, its Ordinance No. 003, Series of 2023, covering its Supplemental Budget No. 2 for CY 2023 with an Estimated Income of P293,600.00, with the information that said Ordinance is operative in its entirety.

Respectfully referred to **COMMITTEE ON LAWS AND RULES** the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson



HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson


HON. GEORGE S. GOKING
CITY COUNCILOR
Member


HON. ROGER G. ABADAY
CITY COUNCILOR
Member


HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Member

EX-OFFICIO MEMBERS


HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader


HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Communication Number: 2023-1868

Date: 09/11/2023
Receiver: EUCILLE

From: CBO
Subject: SUPPLEMENTAL BUDGET NO. 2 FOR CY 2023 of BARANGAY 17, THIS CITY

Respectfully referred to COMMITTEE ON BARANGAY AFFAIRS the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023

recommending approval

HON. YAN LAM S. LIM

Chairperson

HON. JOHN MICHAEL L. SENO

Vice Chairperson

HON. ROGER G. ABADAY

Member

HON. GEORGE S. GOKING

Member

HON. MARIA LOURDES S. CAANE

Member

Member

Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS

Majority Floor Leader

HON. JAMES K. JUDITH II

Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ

City Vice Mayor

DISSENTING

Republic of the Philippines
City of Cagayan de Oro

CITY BUDGET OFFICE

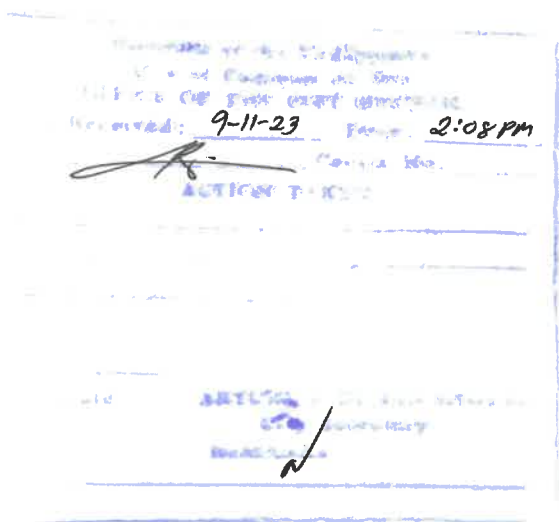
1st Endorsement

September 11, 2023

Respectfully forwarded to the Honorable Members of the Sangguniang Panlungsod, this City, thru MR. ARTURO S. DE SAN MIGUEL, City Board Secretary, the herein copy of the Supplemental Budget No. 2 CY 2023 of Barangay 17, Cagayan de Oro City, involving the total appropriations of P 293,600.00 under Appropriation Ordinance No. 003-2023, which is favorably recommended for approval having been found to be in order, having substantially complied with the basic requirements pursuant to the relevant provisions of the Local Government Code RA 7160, subject to the following conditions:

1. That the additional sources of funds were duly certified by the Office of the City Accountant dated August 25, 2023.
2. That in all cases, disbursements of appropriation covered in this Annual Budget shall be subject to availability of funds and to all accounting and auditing rules and regulations.

Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the implementing barangay, subject to the posting requirement under Section 59 of RA 7160.



ROXANNE MAE A. RAVIDAS, CPA
Acting City Budget Officer
For the Local Finance Committee

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay No. 17
Supplemental Budget No. 2 Series of 2023

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	Remarks
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 293,600.00 293,600.00 P -	Total appropriations did not exceed total income.	
2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2021) b. 55% thereof (Legal limitation for PS) c. Amount appropriated for PS d. Waived PS Year End Bonus Cash Gift Terminal Leave Benefits Total e. Net P.S. subject to limitation h. Still Allowable or (Deficiency)	P 4,559,364.19 2,507,650.00 2,434,239.00 7,000.00 55,000.00 217,561.00 279,561.00 2,154,678.00 352,972.00	Total Personal Services did not exceed the 55% limitation. Rates in accordance with LBC No. 92 dated September 03, 2009 (Uniform and proportionate application) Waived items in accordance with LBC 145 dated March 2, 2022 and LBC 145-A dated April 29, 2022.	
3. 20% Development Fund a. Amount of NTA b. 20% thereof c. Amount Appropriated	3,440,428.00 809,144.00 809,144.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2017-1 dated February 22, 2017.	
4. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) b. 10% thereof c. Amount Appropriated	4,585,594.00 458,559.00 458,559.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160.	
5. BDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources b. 5% thereof c. Amount Appropriated	4,585,594.00 229,280.00 229,280.00	Items provided under the 5% BDRRMF is in accordance with DBM JMC No. 2013-1 dated March 25, 2013 implementing RA 10121 and its IRR.	
6. Discretionary Fund (Sec. 325(h)) a. Total RPT (CY 2021) b. 2% thereof c. Amount Appropriated	1,017,056.49 20,341.00 20,341.00	Provision of Extraordinary and Miscellaneous Expenses is in accordance with Sec.325(h) of RA 7160.	

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay No. 17
 Supplemental Budget No. 2 Series of 2023

Approp. Items By Object of Expenditures		A m o u n t	City Budget Office Specific Findings	Remarks
7. GAD Program			Compliant with Section 36 of RA 9710.	
a. Total Income	4,585,594.00			
b. 5% thereof	229,280.00			
c. Amount Appropriated	229,280.00			
8. Senior Citizens and PWDs			Compliant with RA 9994.	
a. Total Income	4,585,594.00			
b. 1% thereof	45,856.00			
c. Amount Appropriated	45,856.00			
9. Implementation of BCPC			Compliant with Section 15 of RA 9344.	
a. Amount of NTA	3,440,428.00			
b. 1% thereof	34,404.00			
c. Amount Appropriated	34,404.00			
10. Other Appropriations:			Provided for Public and Social Services.	
Maint. & Other Oprtg. Expenditures	1,654,378.00	293,600.00	That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
Capital Outlay: Equipment			Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	
Infrastructure Projects				
Others				
Non-Office/Special Project				



Republic of the Philippines
BARANGAY NO. 17
Tel.No. 880-3672
City of Cagayan de Oro

REVIEWED

SANGGUNIANG PANGUNGSD

OFFICE OF THE BARANGAY COUNCIL

MINUTES OF THE MEETING OF BARANGAY 17 HELD @ BARANGAY 17 SESSION HALL ON SEPTEMBER 4, 2023.

PRESENT:

Punong Barangay	JERICO GOLDMAR P. EBABACOL	Barangay Kagawad	LOUIE P. PACURSA
Barangay Kagawad	CARL MARC D. ARCAYA	Barangay Kagawad	GLORIA N. VALDON
Barangay Kagawad	RIZZA MAE H. RAÑO A	Barangay Kagawad	SHEILA ANN CADIZ-HALASAN
Barangay Kagawad	ABRAHAM G. ABELLANOSA	SK Chairperson	JEMARLOU M. CARRETERO

RESOLUTION NO. 040 Series of 2023

Presented for consideration is the SUPPLEMENTAL Budget 2 of the Barangay 17 for the period September 1 to December 31, 2023 in the sum of Ps 293,600.00.

NOW THEREFORE, on motion by Kag. Rizza Mae H. Rañoa duly seconded by Kagawad Louie P. Pacursa.

RESOLVED, as it hereby resolved, to enact the following Appropriation Ordinance, to wit;

APPROPRIATION ORDINANCE NO. 003 SERIES OF 2023

APPROPRIATING FUNDS FOR THE PERIOD FROM SEPTEMBER 01, 2023 to DECEMBER 31, 2023.


Be it enacted by the Sangguniang Barangay of Barangay 17 that the Barangay Supplemental Budget 2 covering the period from September 01, 2023 to December 31, 2023 with the total estimated income of Ps 293,600.00 as against total appropriation in the total amount of Ps 293,600.00 is hereby approved.

RESOLVED FURTHER to submit copies of this Resolution with the approved budget as embodied in the Appropriation Ordinance to the Sangguniang Panlungsod for review.

APPROVED SEPTEMBER 4, 2023.

I hereby certify that the foregoing Resolution No. 040 embodying Appropriation Ordinance No. 003 both series of 2023, which approved the Barangay Supplemental Budget 2 for the period September 1, 2023 to December 31, 2023 of Barangay 17, City of Cagayan de Oro, were duly enacted by the Sangguniang Barangay in its regular session held at Barangay Hall of Brgy. 17 on September 4, 2023.

ATTESTED:


ANACITA C. BAJAO
Barangay Secretary


JERICO GOLDMAR P. EBABACOL
Punong Barangay


CALENDAR YEAR 2023

Supplemental Budget No. 2
BARANGAY 17
City of Cagayan de Oro
General Fund

PART I - STATEMENT OF FUND	
PARTICULARS	AMOUNT
1. Funds Actually Available	
Unappropriated Balance (Per last Budget)	
Additional Realized Income	
Beginning Balance (Period Ending December 31, 2022)	
Just compensation on Barangay 17 Hall and Shed affected by the right of way of FRIMP-CDOR Project	P 293,600.00
2 New Revenue Sources:	
Estimated Income from New Revenue Sources	
Additional Estimated IRA	
TOTAL	P 293,600.00

	ACCOUNT	AMOUNT
1.	OBJECT OF EXPENDITURES	CLASSIFICATION
Office of the Barangay Council		
	MAINTENANCE & OTHER OPERATING EXPENSES	
	Office Supplies Expenses	P 50,000.00
	Other Supplies & Material Expenses-Uniform	50,000.00
	Other Supplies & Material Expenses- Barangay Tanod	33,600.00
	Water Expenses	10,000.00
	Repair & Maint. -Transportation Equipment	50,000.00
	Other Maint. & Oprtng. Exp.- Cultural & Athletics	100,000.00
	Total MOOE	P 293,600.00
	Total	P -
	TOTAL SUPPLEMENTAL APPROPRIATIONS	P 293,600.00

Prepared By:


NOREFIN N. BACASMÁS
Barangay Treasurer



REVIEWED

Approved By:


JERICO GOLDMAR P. EBABACOL
Punong Barangay



Communication Number:

Date:

Receiver:

From Committee on Subdivision and Landed Estate/Committee on Finance, Budget and Appropriations

Subject Proposed Ordinance appropriating the sum of ₱1,326,508.80 from the item: "Non-Office: Economic Services Sector- Special Purpose Funds- Land Acquisition/ Expropriation" in the 2023 Annual Budget to be made available for the full payment of the claim for just compensation, including registration and documentation expenses of Lot 2532-A (a portion of Lot 2532, Cad 237, Cagayan Cadastre) covered under TCT No. T-207160, with an area of 1,888 square meters, owned by Ms. Phoebe Martha T. Lucero II and Phoebe B. Torres, which was affected by the 12.00-meter wide Macapaya road, located in Barangay Camaman-an, this City; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof

Respectfully referred to the COMMITTEE ON LAWS AND RULES the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson

HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson

HON. GEORGE S. GOKING
CITY COUNCILOR
Member

HON. ROGER G. ABADAY
CITY COUNCILOR
Member

HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Member

EX-OFFICIO MEMBERS

HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader

HON. JAMES R. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Comm. No: 2023-1541

Date: 05/31/2023
Received by: EUCILLE

From: CMO

SUBJECT MATTER:

INDORSEMENT OF THE HONORABLE CITY MAYOR ROLANDO "KLAREX" A. UY REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR-SPECIAL PURPOSE FUNDS-LAND ACQUISITION/EXPROPRIATION, AMOUNTING TO P1,326,508.80, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2532, COVERED TCT T-207160, OWNED BY PHOEBE MARTHA T. LUCERO II & PHOEBE B. TORRES, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE SUBJECT PROPERTY)

Referred to the **COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS**, the herein communication for study, investigation, report and/or recommendation.

FOR THE CITY VICE MAYOR
& PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

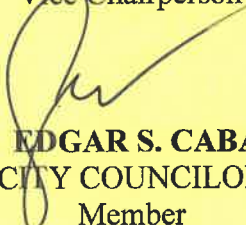
Date of Meeting: September 18, 2023 (Plenary)

RECOMMENDING APPROVAL


HON. YAN LAM S. LIM
CITY COUNCILOR
Chairperson


HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Vice Chairperson

HON. ROMEO V. CALIZO
CITY COUNCILOR
Member


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Member


HON. JOHN MICHAEL L. SENO
CITY COUNCILOR
Member

EX- OFFICIO MEMBER

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader

HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
CITY COUNCILOR
Presiding Officer



Communication Number: 2023-1541

Date: 05/31/2023
Receiver: EUCILLE

From: CMO

Subject: REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR- SPECIAL PURPOSE FUNDS- LAND ACQUISITION/ EXPROPRIATION, AMOUNTING TO P1,326,508.80, TO COVER PAYMENT OF JUST COMPENSATION EXPENSES OF LOT 2532, COVERED TCT T-207160, OWNED BY PHOEBE MARTHA T. LUCERO II & PHOEBE B. TORRES, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE SUBJECT PROPERTY)

Respectfully referred to the COMMITTEE ON SUBDIVISION AND LANDED ESTATES, the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Sept. 6, 2023

Recommendation: approval

HON. EDGAR S. CABANLAS
Chairperson

HON. MARIA LOURDES S. GAANE
Vice Chairperson

HON. JOYLEEN MERCEDES L. BALABA
Member

HON. GEORGE S. GOKING
Member

HON. JOSE PEPE S. ABBU, JR.
Member

HON. ROGER G. ABADAY
Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS
Majority Floor Leader

HON. JAMES E. JUDITH II
Minority Floor Leader

HON. AGAPITO ERIBERTO G. SUAN
CITY COUNCILOR

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor

DISSENTING

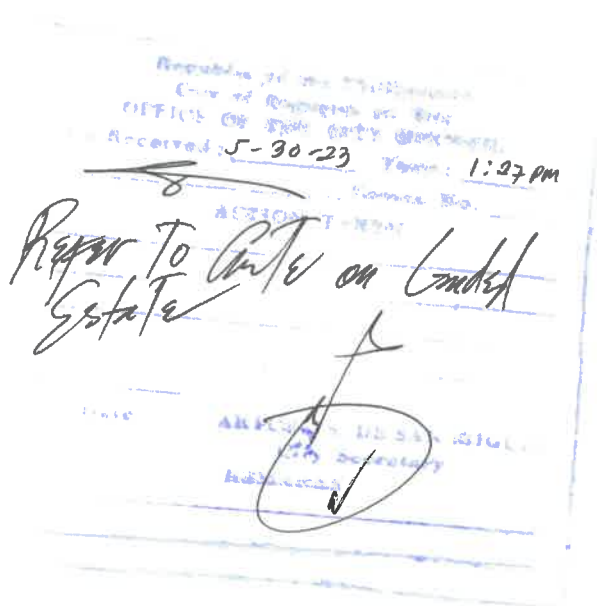


3rd Indorsement
18 May 2023

Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor JOCELYN B. RODRIGUEZ**, the attached Certificate of Availability of Funds No. 122 -2023, to wit:

re: "REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR- SPECIAL PURPOSE FUNDS- LAND ACQUISITION/EXPROPRIATION", AMOUNTING TO ₱1,326,508.80, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2532, COVERED TCT T- 207160, OWNED BY PHOEBE MARTHA T. LUCERO II & PHOEBE B. TORRES, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE "SUBJECT PROPERTY")".

Thus, we are requesting inclusion in the agenda of the forthcoming City Council Session, for passage of appropriate Ordinance.



ROLANDO "Rolando" A. UY
City Mayor




CERTIFICATION


THIS IS TO CERTIFY that the amount of ₱1,326,508.80 from Current Appropriation, Annual Budget CY 2023, Non – Office: Economic Services Sector – Special Purpose Funds – Land Acquisition/Expropriation, to cover payment of just compensation including registration and documentation expenses of Lot 2532, covered TCT T-207160, owned by Phoebe Martha T. Lucero II & Phoebe B. Torres, which portion was affected by the 12.00 meters wide Macapaya road located at Camaman-an, this City, (hereinafter referred to as the “Subject Property”), is available.

Issued this 15th day of May 2023, pursuant to Local Finance Committee Resolution No. 066 - 2023.


Ms. JASMIN T. MAGAD
City Treasurer
City Finance Dept.


Ms. ROXANNE MAE RAVIDAS, CPA
Acting City Accountant
City Accounting Office

Existence of available appropriation:


Atty. PERCY G. SALAZAR
City Budget Officer
Chairman, Local Finance Committee
CAF – 122 - 2023


NORMITA M. PENGSON
Assistant City Budget Officer



Republic of the Philippines
City of Cagayan de Oro
CITY LEGAL OFFICE

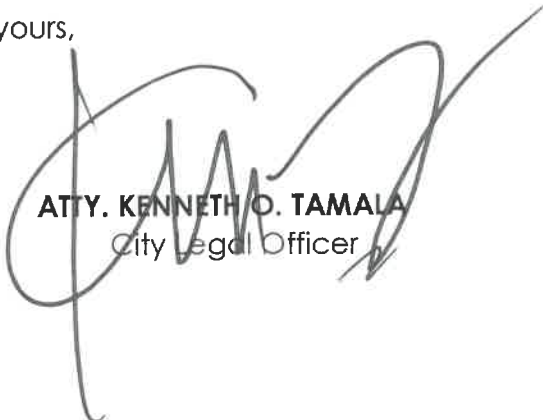


2nd Indorsement
24 April 2023

Respectfully forwarded to the ATTY. PERCY G. SALAZAR, Chairman, Committee on Local Finance, the herein attached Appraisal Report with pertinent documents of Lot 3532, covered by TCT T-207160, Owned by Phoebe Martha T. Lucero II & Phoebe B. Torres. which portion was affected by the 12.00 meters wide Macapaya road located Camaman-an, this city, this City (hereinafter referred to as the "Subject Property"), with the request that a CERTIFICATE OF AVAILABILITY OF FUNDS (CAF) be issued by the office of the City Treasurer and City Accounting in the total amount One million Three Hundred Twenty Six Thousand Five Hundred Eight Pesos and .80/100 (P 1,326,508.80), representing full payment and registration expenses of the following:

Value of Land			Php 1,246,080.00
Registration Expenses:			
Documentary Stamp	=Php	43,896.00	
Transfer fee	=	21,948.00	
Registration fee	=	14,314.80	
Entry	=	90.00	
Annotation fee	=	90.00	
LRF	=	90.00	80,428.80
Total	=		Php 1,326,508.80

Truly yours,


ATTY. KENNETH O. TAMALA
City Legal Officer

Republic of the Philippines
City of Cagayan de Oro
CITY APPRAISAL COMMITTEE

APPRAISAL REPORT

ON A PARCEL OF LAND AFFECTED BY THE PROPOSED 12.00 METER WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY.

THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT STANDARDS PURSUANT TO SECTION 7 OF R.A. 10752.

- I - OWNER OF PROPERTY : PHOEBE MARTHA T. LUCERO II (1/2 share) & PHOEBE B. TORRES (1/2 share)
ADDRESS OF OWNERS : 15 Waling-Waling Road, Pilar Village, Las Piñas City
- II - LOCATION OF LAND : Camaman-an, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
- (1) Cad. Lot No. 2532 C-3 Lot description: Lot 2532, Cad. 237
- (2) Title No. TCT No. T-207160 Annex A
- (3) Area of Lot (Hectares/Square Meters) : 47,845 sq. meters
- (4) Area needed for Public Purposes : 1,888 sq. meters more or less Annex B
- (5) Classification of Lot: Agricultural Source of Information: TD No. G-234232 (2012) Annex C
- (6) Appraisal of Property:
- (a) Schedule of Market Values: P430/sq.m. Year: 2008 Annex D to D-1
- (b) BIR Zonal Value: P1,550/m²(CR); P950/m²(RR); P258/m²(A50) Year: 2019 Annex E to E-1
- (c) Sales Data: None
- (d) Offer to Sell: None
- (e) Government project near the area: ROW to Macapaya Resettlement at P465/m² (2017) Annex F
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape is described in the sketch plan marked as Annex G.
- V - REFERENCES:
- (a) Transmittal dated Dec. 20, 2022 from Engr. Jenito M. Asequia, City Engineer Annex H
- (b) Letter dated Feb. 15, 2022 from Hon. Edgar S. Cabanlas, Comm. on Urban & Rural Poor Annex I to I-1
- (c) Technical description/Sketch Plan Annex B & G
- (d) Photographs Annex J
- VI - APPRAISAL OF THE COMMITTEE:
P660.00 per sq. meter for 1,888 sq. meters more or less or in the total amount of **P1,246,080.00**
- VII - REMARKS:
The derivation or source of the appraised value was from the Government Project plus 6% interest compounded annually using the formula for cost of money: $F=P(1+i)^n$ starting 2018 up to the current year.

We, the undersigned members of the Appraisal Committee, hereby Certify that the market value of the property/ies as contained in this Appraisal Report is/are fair, just and reasonable, taking into account the attendant circumstance of the property that affects its value and the consequential benefit that inure to the parties as the result of the project.

At Cagayan de Oro City, this 3rd day of March 2023.


JOSHUA M. DEL BANDO
OIC, City Assessor's Office
Chairman


JASMIN MAAGAD
City Treasurer
Member


JENITO M. ASEQUIA
City Engineer
Member

Annex "B"

Republic of the Philippines
City of Cagayan de Oro
Department of Engineering and Public Works
OFFICE OF THE CITY ENGINEER

Technical Description

Lot : **2532-A(area affected)**
 Portion of : Lot 2532, Cad 237, Cagayan Cadastre
 Location : Camaman-an, City of Cagayan de Oro, Island of Mindanao

Boundaries : N.E., along lines 2-3-4-5-6-7-8-9-10-11-12-13, by Lot 2532-C, portion of Lot 2532;
 S.E., along line 13-14, by Lot 6646, Cad-237, Cagayan Cadastre;
 S.W., along lines 14-15-16-17-18-19-20-21-22-23-24-25-1,
 by Lot 2532-B, portion of Lot 2532;
 N.W., along line 1-2, by Lot 2531, Cad-237, Cagayan Cadastre.

Beginning at a point marked "1" on plan being N.21 deg. 56'W., 653.34 m.,
 from BLLM #38, Cad-237, Cagayan Cadastre, Thence;

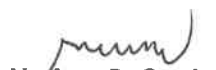
1	2	N.	70	deg.	38'	E.,	12.21 m.
2	3	S.	37	deg.	29'	E.,	5.59 m.
3	4	S.	48	deg.	32'	E.,	5.53 m.
4	5	S.	59	deg.	29'	E.,	5.53 m.
5	6	S.	64	deg.	46'	E.,	16.37 m.
6	7	S.	60	deg.	50'	E.,	22.10 m.
7	8	S.	54	deg.	43'	E.,	7.51 m.
8	9	S.	42	deg.	45'	E.,	7.51 m.
9	10	S.	30	deg.	47'	E.,	7.51 m.
10	11	S.	24	deg.	42'	E.,	38.35 m.
11	12	S.	21	deg.	37'	E.,	19.54 m.
12	13	S.	25	deg.	45'	E.,	21.59 m.
13	14	S.	66	deg.	55'	W.,	12.10 m.
14	15	N.	25	deg.	30'	W.,	21.17 m.
15	16	N.	21	deg.	41'	W.,	20.36 m.
16	17	N.	24	deg.	44'	W.,	37.65 m.
17	18	N.	30	deg.	47'	W.,	5.00 m.
18	19	N.	42	deg.	45'	W.,	5.00 m.
19	20	N.	54	deg.	43'	W.,	5.00 m.
20	21	N.	60	deg.	47'	W.,	21.65 m.
21	22	N.	64	deg.	50'	W.,	15.92 m.
22	23	N.	59	deg.	29'	W.,	7.81 m.
23	24	N.	48	deg.	32'	W.,	7.81 m.
24	25	N.	37	deg.	36'	W.,	7.81 m.
25	01	N.	30	deg.	12'	W.,	2.76 m.

Area : **ONE THOUSAND EIGHT HUNDRED EIGHTY EIGHT (1,888)** squdre meters more or less.

Prepared:


Loureby C. Pinto
 Engineer II

Checked:


Nerissa R. Caylo
 Engineer III
 Chief, SIS – HIPD


Verified:


Manny L. Ramonal
 Engineer III
 Acting Chief-HIPD

Reviewed:


Ma. Socorro R. Galarport
 Assistant City Engineer for Admin.

Submitted:


Jenito M. Asequia
 City Engineer

SN No. 0009920704 / REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF JUSTICE
Land Registration Authority
QUEZON CITY

234232

REGISTRY OF DEEDS FOR THE CAGAYAN DE ORO CITY

Transfer Certificate of Title

No. T-107160

City of Cagayan de Oro

IT IS HEREBY CERTIFIED that certain land situated in the City of Cagayan de Oro bounded and described as follows:

A PARCEL OF LAND (Lot No. 1532 of the Cadastral Survey of Cagayan), with the improvements thereon, situated in the Barrio of Gusa and Macasandig, Municipality of Cagayan. Bounded on the E., by Lot 2527; on the SE., by Lots 2538, 2539 and 444; on the SW., by Lot Nos. 2542 and 2863; and on the NW., by Lot 2531 and 2528. Beginning at a point marked "1" on plan, being N. 4 deg. 54' E., 720.02 m. from BBLM No. 38; thence S. 2 deg. 21' W., 113.20 m. to point 2; thence S. 43 deg. 44' W., 176.12 m. to point 3;

It is stated in accordance with the provisions of the Property Registration Decree in the name of PHOEBE MARTINA P. LUCERO, (1/2 share), and PHOEBE H. TORRES, (1/2 share), widow; all of legal age, Filipino, and residents of No. 15 Waling-waling Road, Pilar Village, Las Pinas City, Philippines. as owner thereof in fee simple, subject to such of the encumbrances mentioned in Section 44 of said Decree as may be subsisting; and to subject to the liabilities imposed in Section 4, Rule 74 of the Rules of Court for a period of two years.

IT IS FURTHER CERTIFIED that said land was originally registered on the 1st day of April in the year nineteen hundred and thirty-eight in the Registration Book of the Office of the Register of Deeds of Oriental Misamis, Volume A-34, page 43, Original Certificate of Title No. 7362, pursuant to Decree No. 649307 issued in L. R. C. Cadastral Record No. 1569, in the name of

This certificate is a transfer from Transfer Certificate of Title No. T-43866, which is cancelled by virtue hereof in so far as the above-described land is concerned.

234232

Entered at the City of Cagayan de Oro Philippines, on the 26th day of February in the year two thousand and ten at 8:30 a.m.

ATTEST:

BONIFACE D. LEYSON

Register of Deeds
(Register of Deeds)

(Owner's postal address)

*State the civil status, name of spouse if married, age if a minor, citizenship and residence of the registered owner. If the owner is a married woman, state also the citizenship of her husband. If the land is registered in the name of the conjugal partnership, state the citizenship of both spouses.

PREPARED BY

RALPH G. MATURAN

LACCO-I

0.13 03/09/2020

APPENDIX "D" / PAGE 40

CERTIFIED TRUE COPY
BY AUTHORITY OF
JOSUAH L. LACCO
OFFICIAL REGISTRAR
03/09/23
SUPERVISOR, CHIEF OF OFFICE
CHIEF, TAX RECORDS MANAGEMENT DIVISION

MEMORANDUM OF ENCUMBRANCES

(When necessary use this page for the continuation of the technical description)

Entry No.

thence S. 69 deg. 25' W., 96.95 m. to point 4;
thence S. 66 deg. 55' W., 160.17 m. to point 5;
thence N. 27 deg. 04' W., 99.56 m. to point 6;
thence N. 15 deg. 16' W., 50.73 m. to point 7;
thence N. 70 deg. 38' E., 219.48 m. to point 8;
thence N. 79 deg. 14' E., 156.73 m. to the point of beginning;

containing an area of FORTY SEVEN THOUSAND EIGHT HUNDRED AND FORTY FIVE (47,845) SQUARE METERS, more or less. All points referred to are indicated on the plan; bearings true; declination 1 deg. 44' E., date of survey, Nov. 1926-July 1932.

Entry No. 212493-Easement of Right of Way executed by and between Victor Manuel A. Torres and the Hono Realty Inc., in order to have an access to and from and to cultivate so as to have an outlet to the nearest public road with an area of 3,730 square meters subject to all terms and conditions stipulated in said easement of right of way (Doc. no. 2301, page no. 84; book no. XXI; series of 1994 of notary public atty. Mariano P. Gallego). Date of instrument Nov. 18, 1994-date of inscription November 24, 1994 at 2:00 p.m.

(SGD) AVELINO C. PAKING
City Register of Deeds
Regional Registrar

Verified by:

Manuelita B. Udan
Records Officer II

Examined by:

Alfred
Lynette L. Udan
Land Reg. Examiner I

(Memorandum of Encumbrances continued on Page -B)
(Technical Description continued on Additional Sheet Page)

Register of Deeds

DECLARATION OF REAL PROPERTY
(FILED UNDER SEC. 219 OF REPUBLIC ACT NO. 7160)

Owner LUCERO, PHOEBE MARTHA II T. (1/2 SHARE) (SEE NO. 15 WALING-WALING ROAD, PILAR VILLAGE,
OTHER OWNER) (Address) LAS PIÑAS CITY
Administrator (Address)

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

Location of Property CAMAMAN-AN CAGAYAN DE ORO CITY
(Number and Street) (Barangay/District) (Municipal/City/Province)
Certificate of Title No. T-207160 Cadastral Lot No. 2532 C-3 Assessor's Lot No. 007
Lot Description: -
Boundaries: Block No. 10
North: SE: LOTS 2538, 2539, AND 6646 South: SW: LOT 2862 AND LOT 2863
East: LOT 2527 West: NW: LOT 2531 AND LOT 2528
(State streets, lots or streams by which bounded or names of owners of adjoining lands)

I (a) LAND (AGRICULTURAL/MINERAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Class	Unit Values	Market Value
		P	CORNLAND	4.7845	4TH	17,350.00	P 83,011.07
Total		P	Total	4.7845			P 83,011.07

I (b) PLANTS & TREES

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	No./Area	Value		Kind	No./Area	Unit Value	Market Value
		P	Market Value 100%	POMELO	25.0000	10.00	P
			Adjustments				
			(a) Along or no				
			road outlet %				
			(b) kms. to all				
			weather rd. %				
			(c) kms. to				
			market (pob) %				
			Total Adjustments %				
			Adjusted Market Value %				
			Total				P
			Total for land, plant and tree				P
Total		P	Adjusted Value for land, plant & trees				P

II LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Unit Values	Adjustments	Market Value
		P					
Total		P	Total			P	P

CERTIFIED TRUE COPY
OFFICE IN CHARGE
03/07/23
SUPERVISING ADMINISTRATIVE OFFICER
CHIEF TAX RECOVER

IMPORTANT: Issued for taxation purposes and should not be considered as title to the property.

III (a) BUILDING AND OTHER IMPROVEMENTS

1. OWNER'S DECLARATION

DESCRIPTION	Floor Area	Construction Materials				Market Value
		1st Storey	2nd Storey	3rd Storey	Roof	
OTHER OWNER: PHOEBE B. TORRES (1/2 SHARE)		MEMO: TRANSFERRED BY VIRTUE OF TCT NO. T-207160 THROUGH AN EXTRAJUDICIAL SETTLEMENT OF ESTATE WITH WAIVER OF INHERITANCE.				
Total						P

2. ASSESSOR'S FINDINGS

DESCRIPTION	Floor Area	Construction Materials				Market Value
		1st Storey	2nd Storey	3rd Storey	Roof	
						P
Total						P

III (b) MACHINERY

1. OWNER'S DECLARATION

DESCRIPTION	Date of Operation	Original Cost	Depreciation	Market Value
PREPARED BY: SALVADOR C. CHAVES TM II				P
Total				P

2. ASSESSOR'S FINDINGS

DESCRIPTION	Date of Operation	Replacement Cost	Depreciation	Market Value
ENCODED BY: JADE C. FOSGATE AO I				P
Total				P

SWORN STATEMENT OF OWNER

Under the provisions of RA 7160, I HEREBY CERTIFY that the current and fair market value (x) of the foregoing described property of which I am the owner/administrator, is to the best of my knowledge and belief, as follows:

Land _____ P _____
Improvements _____
TOTAL VALUE _____ P _____

(Signature)

TAN _____

Subscribed and sworn to before me this _____ day of _____ the _____
person taking oath presenting Residence Certificate No. _____ issued on _____
at _____

(Signature of official administering)

(x) State in the nearest multiple of 10 as P950
instead of P948; P1,000 instead of P1,004.

(Official Title)

TAN _____

(CITY/PROVINCIAL ASSESSOR
(BOARD OF ASSESSMENT APPEALS
(CENTRAL BOARD OF ASSESSMENT APPEALS

ASSESSMENT BY

Kind of Property	Actual Use	Market Value	Assessment Level	Assessed Value
LAND	AGRICULTURAL	P 83,011.07	40 %	P 33,200.00
			%	
			%	
			%	
Total		P 83,011.07	Total	P 33,200.00

TOTAL ASSESSED VALUE THIRTY THREE THOUSAND TWO HUNDRED AND 00/100
(AMOUNT IN WORDS)

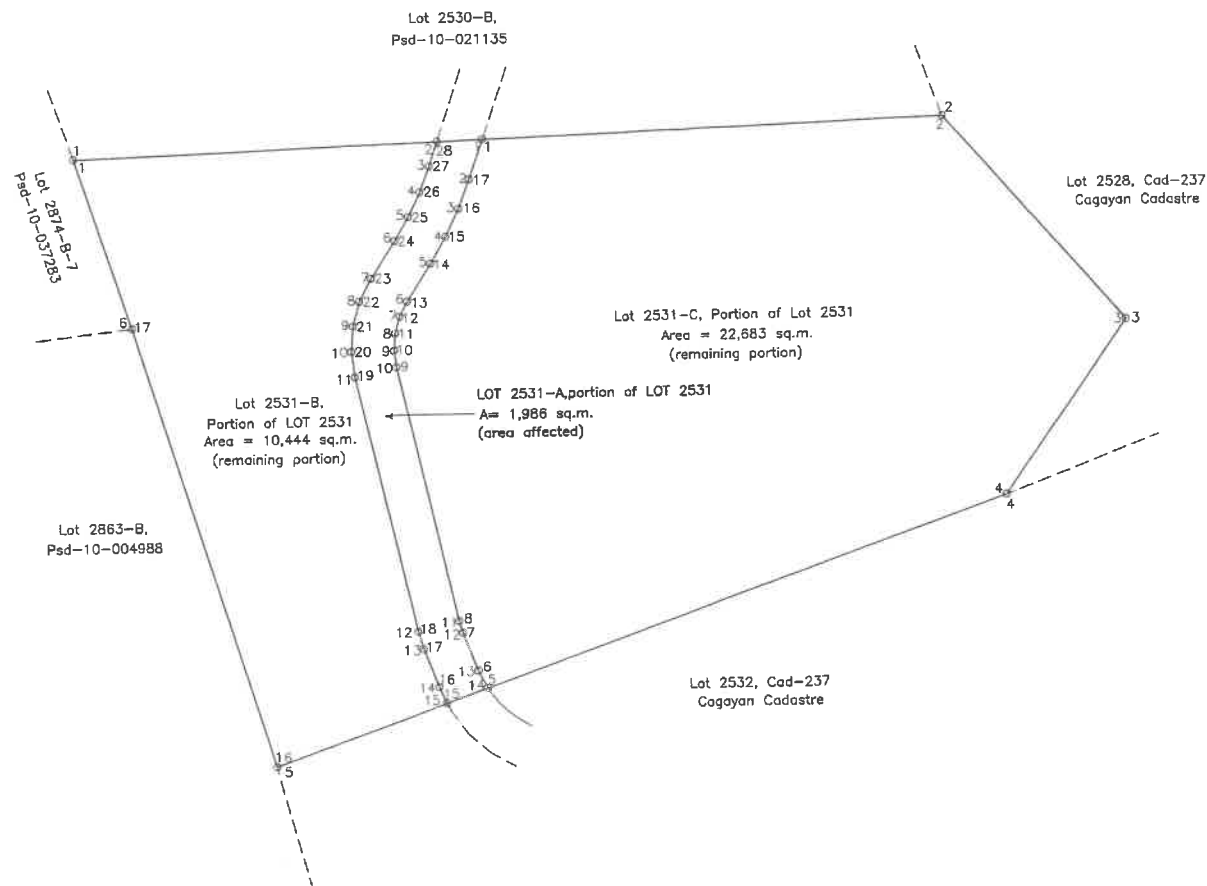
ATINODORO A. ASEQUIA
Provincial/Mun./City Assessor

APPROVED:
ATINODORO A. ASEQUIA
Provincial/Mun./City Assessor

By JAMES C. DUNQUE
Deputy
DATE February 8, 2011

THIS DECLARATION CANCELS TAX NOS. G-066745, _____ : IS CANCELLED BY
TAX NOS. G-234232 _____ TAX UNDER THIS DECLARATION BEGINS WITH THE
YEAR 2012 _____ CEASES WITH THE YEAR _____ ENTERED IN THE REAL PROPERTY ASSESSMENT ROLL
FOR _____ BY _____ PREVIOUS OWNER TORRES, VICTOR MANUEL A.,
PREVIOUS ASSESSED VALUE: LAND P 33,200.00 IMPROVEMENT P 0.00

TECHNICAL DESCRIPTION		
LOT 2531 (Boundary)		
LINE	BEARING	DISTANCE
1 2	N88° 04'E	245.20 m.
2 3	S41° 13'E	77.36 m.
3 4	S35° 18'W	59.79 m.
4 5	S70° 38'W	219.48 m.
5 6	N17° 22'W	129.63 m.
6 1	N18° 12'W	50.30 m.
LOT 2531-A (area affected)		
LINE	BEARING	DISTANCE
1 2	S18° 54'W	11.93 m.
2 3	S21° 16'W	8.73 m.
3 4	S25° 59'W	8.73 m.
4 5	S30° 42'W	8.73 m.
5 6	S33° 04'W	12.53 m.
6 7	S27° 19'W	4.81 m.
7 8	S15° 48'W	4.81 m.
8 9	S04° 18'W	4.81 m.
9 10	S07° 12'E	4.81 m.
10 11	S12° 58'E	73.66 m.
11 12	S17° 05'E	3.45 m.
12 13	S21° 12'E	11.46 m.
13 14	S26° 40'E	5.46 m.
14 15	S70° 38'W	12.21 m.
15 16	N24° 44'W	5.06 m.
16 17	N21° 12'W	11.46 m.
17 18	N17° 05'W	5.17 m.
18 19	N12° 58'W	73.66 m.
19 20	N07° 12'W	7.22 m.
20 21	N04° 18'E	7.22 m.
21 22	N15° 48'E	7.22 m.
22 23	N27° 19'E	7.22 m.
23 24	N33° 04'E	12.53 m.
24 25	N30° 42'E	7.75 m.
25 26	N25° 59'E	7.75 m.
26 27	N21° 16'E	7.75 m.
27 28	N18° 54'E	7.37 m.
28 01	N88° 04'E	12.84 m.
Tie Line from BLLM#38, Cad-237, Cagayan cadastre to corner marked "1" of Lot 2531-;		
LINE	BEARING	DISTANCE
BDRY	N24° 30'W	835.94 m.
A	N16° 49'W	798.73 m.



Note :

This plan is plotted in accordance with the technical description of Lot 2531, per TCT no. T-207157.

This plan is based on actual ground survey conducted by CEO personnel (S3 survey team) per resolution no. 01-2022 of Office of the City Council stating: "Resolution requesting the City Engineers office to forthwith submit a technical report of the proposed road project connecting macapaya hills-camaman-an road,.." for expropriation purposes.

P L A N
OF
Lot 2531, Cad-237
Cagayan Cadastre
(Showing area affected by the Proposed
12.00 m. wide Macapaya road)

AS PREPARED FOR
Victor Manuel B. Torre II.
& **Phoebe B. Torres**

SITUATED IN THE
BARANGAY OF : CAMAMAN-AN
CITY OF : CAGAYAN DE ORO
ISLAND OF : MINDANAO

CONTAINING AN AREA OF 35,113 SQ.M.
BEARINGS : TRUE
SCALE 1 : 1500 MTS.

Surveyed:
ELREN D. MUERTICUE, CE
Engineer I

Plotted & Prepared:
LOUREN D. PINTO
Engineer II

Checked:
NEISSA R. CAYLO
Engineer II/HIPD-SIS chief

Verified:
Maria L. Ramonal
Engineer II/Acting Chief-HIPD

Reviewed:
MA. SOCORRO R. GALORPORT
Assistant City Engineer for Admin.

Submitted:
JENITO M. ASEQUIA
City Engineer

Approved:
ROLANDO A. UY
City Mayor



Communication Number: _____ Date: _____
Receiver: _____

From Committee on Subdivision and Landed Estate/Committee on Finance, Budget and Appropriations

Subject Proposed Ordinance appropriating the sum of ₱1,395,290.55 from the item: "Non-Office: Economic Services Sector- Special Purpose Funds- Land Acquisition/ Expropriation" in the 2023 Annual Budget to be made available for the full payment of the claim for just compensation, including registration and documentation expenses of Lot 2531-A (a portion of Lot 2531, Cad 237, Cagayan Cadastre) covered under TCT No. T-207157, with an area of 1,986 square meters, owned by Mr. Victor Manuel B. Torres II and Ms. Phoebe B. Torres, which was affected by the 12.00-meter wide Macapaya road, located in Barangay Camaman-an, this City; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.

Respectfully referred to **COMMITTEE ON LAWS AND RULES** the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary


COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson


HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson


HON. GEORGE S. GOKING
CITY COUNCILOR
Member


HON. ROGER G. ABADAY
CITY COUNCILOR
Member


HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Member

EX-OFFICIO MEMBERS

HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader


HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Comm. No: 2023-1542

From: CMO

Date: 05/31/2023
Received by: EUCILLE

SUBJECT MATTER:

INDORSEMENT OF THE HONORABLE CITY MAYOR ROLANDO "KLAREX" A. UY REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR-SPECIAL PURPOSE FUNDS-LAND ACQUISITION/EXPROPRIATION, AMOUNTING TO P1,395,290.55, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2531, COVERED TCT T-207157, OWNED BY VICTOR MANUEL TORRES II & PHOEBE B. TORRES, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE SUBJECT PROPERTY)

Referred to the **COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS**, the herein communication for study, investigation, report and/or recommendation.

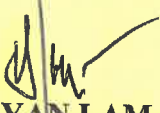
FOR THE CITY VICE MAYOR
& PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (Plenary)

RECOMMENDING APPROVAL


HON. YAN LAM S. LIM
CITY COUNCILOR
Chairperson


HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Vice Chairperson

HON. ROMEO V. CALIZO
CITY COUNCILOR
Member


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Member


HON. JOHN MICHAEL L. SENO
CITY COUNCILOR
Member

EX-OFFICIO MEMBER

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader

HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
CITY COUNCILOR
Presiding Officer



Communication Number: 2023-1542

Date: 05/31/2023

From: CMO

Receiver: EUCILLE

Subject: REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES-SPECIAL PURPOSE FUNDS-LAND ACQUISITION/APPROPRIATION, AMOUNTING TO P1,395,290.55 TO COVER THE PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2531, COVERED TCT T-207157, OWNED BY VICTOR MANUEL TORRES II & PHOEBE B. TORRES, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE SUBJECT PROPERTY)

Respectfully referred to the COMMITTEE ON SUBDIVISION AND LANDED ESTATES, the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Sept. 6, 2023

recommending approval

HON. EDGAR S. CABANLAS
Chairperson

HON. MARIA LOURDES S. GAANE
Vice Chairperson

HON. JOYLEEN MERCEDES L. BALABA
Member

HON. GEORGE S. GOKING
Member

HON. JOSE PEPE S. ABBU, JR.
Member

HON. ROGER G. ABADAY
Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS
Majority Floor Leader

HON. JAMES K. JUDITH II
Minority Floor Leader

HON. AGAPITO ERIBERTO G. SUAN
CITY COUNCILOR

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor

DISSENTING

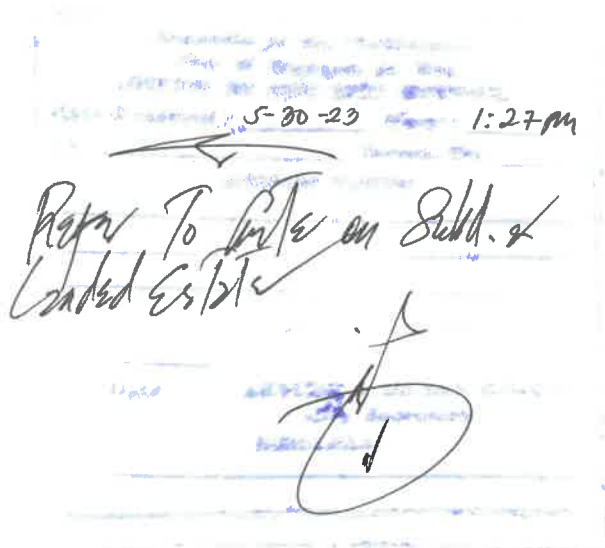


3rd Indorsement
18 May 2023

Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor JOCELYN B. RODRIGUEZ**, the attached Certificate of Availability of Funds No. 121 -2023, to wit:

re: "REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR- SPECIAL PURPOSE FUNDS- LAND ACQUISITION/EXPROPRIATION", AMOUNTING TO ₱1,395,290.55, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2531, COVERED TCT T- 207157, OWNED BY VICTOR MANUEL B. TORRES II & PHOEBE B. TORRES, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE "SUBJECT PROPERTY")".

Thus, we are requesting inclusion in the agenda of the forthcoming City Council Session, for passage of appropriate Ordinance.




ROLANDO "Rolando" A. UY
City Mayor



CERTIFICATION


THIS IS TO CERTIFY that the amount of ₱1,395,290.55 from Current Appropriation, Annual Budget CY 2023, Non – Office: Economic Services Sector – Special Purpose Funds – Land Acquisition/Expropriation, to cover payment of just compensation including registration and documentation expenses of Lot 2531, covered TCT T-207157, owned by Victor Manuel B. Torres II & Phoebe B. Torres, which portion was affected by the 12.00 meters wide Macapaya road located at Camaman-an, this City, (hereinafter referred to as the “Subject Property”), is available.

Issued this 15th day of May 2023, pursuant to Local Finance Committee Resolution No. 065 - 2023.


Ms. JASMIN T. MAAGAD
City Treasurer
City Finance Dept.


Ms. ROXANNE MAE RAVIDAS, CPA
Acting City Accountant
City Accounting Office

Existence of available appropriation:


Atty. PERCY G. SALAZAR
City Budget Officer 4
Chairman, Local Finance Committee
CAF – 121 - 2023


NORMA M. PENGSON
Assistant City Budget Officer

Republic of the Philippines
City of Cagayan de Oro
CITY APPRAISAL COMMITTEE

APPRAISAL REPORT

ON A PARCEL OF LAND AFFECTED BY THE PROPOSED 12.00 METER WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY.

THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT STANDARDS PURSUANT TO SECTION 7 OF R.A. 10752.

- I - OWNER OF PROPERTY : VICTOR MANUEL B. TORRES II & PHOEBE B. TORRES
ADDRESS OF OWNERS : 15 Waling-Waling Road, Pilar Village, Las Piñas City
- II - LOCATION OF LAND : Camaman-an, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
(1) Cad. Lot No. 2531 C-3 Lot description: Lot 2531, Cad. 237
(2) Title No. TCT No. T-207157 *Annex A*
(3) Area of Lot (Hectares/Square Meters) : 35,113 sq. meters
(4) Area needed for Public Purposes : 1,986 sq. meters more or less *Annex B*
(5) Classification of Lot: Residential Source of Information: TD No. G-234231 (2012) *Annex C*
(6) Appraisal of Property:
(a) Schedule of Market Values: P430/sq.m. Year: 2008 *Annex D to D-1*
(b) BIR Zonal Value: P1,550/m²(CR); P950/m²(RR); P258/m²(A50) Year: 2019 *Annex E to E-1*
(c) Sales Data: None
(d) Offer to Sell: None
(e) Government project near the area: ROW to Macapaya Resettlement at P465/m² (2017) *Annex F*
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape is described in the sketch plan marked as Annex G.
- V - REFERENCES:
(a) Transmittal dated Dec. 20, 2022 from Engr. Jenito M. Asequia, City Engineer *Annex H*
(b) Letter dated Feb. 15, 2022 from Hon. Edgar S. Cabanlas, Comm. on Urban & Rural Poor *Annex I to I-1*
(c) Technical description/Sketch Plan *Annex B & G*
(d) Photographs *Annex J*
- VI - APPRAISAL OF THE COMMITTEE:
P660.00 per sq. meter for 1,986 sq. meters more or less or in the total amount of P1,310,760.00
- VII - REMARKS:
The derivation or source of the appraised value was from the Government Project plus 6% interest compounded annually using the formula for cost of money: $F=P(1+i)^n$ starting 2018 up to the current year.

We, the undersigned members of the Appraisal Committee, hereby Certify that the market value of the property/ies as contained in this Appraisal Report is/are fair, just and reasonable, taking into account the attendant circumstance of the property that affects its value and the consequential benefit that inure to the parties as the result of the project.

At Cagayan de Oro City, this 3rd day of March 2023.


JOSHUA M. DEL BANDO
OIC, City Assessor's Office
Chairman


JASMIN T. MAAGAD
City Treasurer
Member


JENITO M. ASEQUIA
City Engineer
Member

SN No. 0002832663 / REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF JUSTICE
Land Registration Authority
QUEZON CITY

234231

REGISTRY OF DEEDS FOR THE CAGAYAN DE ORO CITY

Transfer Certificate of Title

No. T-207157

IT IS HEREBY CERTIFIED that certain land situated in the City of Cagayan de Oro Philippines (more particularly bounded and described as follows:

Lot 2531, Cad. 237

Beginning at a point marked "1" of Lot 2531 of the cadastral survey of Cagayan, being N. 24-30' W., 835.74 m. from B.L.L.M. 58, Cad-237, thence:
N. 88-04' E., 245.20 m. to point 2;
S. 41-13' E., 77.36 m. to point 3;
S. 35-18' W., 59.79 m. to point 4;

is registered in accordance with the provisions of section 103 of the Property Registration Decree in the name of*

VICTOR MANUEL B. TORRES II, married to Ma. Katherine V. Torres and PHOEBE B. TORRES, widow, all of legal age, Filipino, and residents of No. 15 Waling-waling Road, Pilar Village, Las Pinas City, Philippines, in accordance with the provisions of the said Property Registration Decree and the Public Land Act, as well as to those of the Mining Laws, if the land is mineral, and subject, further, to such conditions contained in the original title as may be subsisting, and to

a) subject to the liabilities imposed by Section 4 Rule 74 of the Rules of Court for a period of two (2) years; b) subject to the Provisions of CA No. 141 on Homestead patent; & c) subject to the liabilities imposed by Section 4 Rule 74 of the Rules of Court for a period of two (2) years.

IT IS HEREBY CERTIFIED that said land was originally registered on the 5th day of November, in the year nineteen hundred and eighty-two, in Registration Book No. P-12, page of the Office of the Register of Deeds of Misamis Oriental, as Original Certificate of Title No. P-2278, pursuant to a Homestead patent, in the name of Fernando Torres, granted by the President of the Philippines, on the 22nd day of October, in the year nineteen hundred and eighty-two, under Act No. 496.)

This certificate is a transfer from Transfer Certificate of Title No. T-1-10102 which is cancelled by virtue hereof in so far as the above described land is concerned.

234231

Entered at the City of Cagayan de Oro Philippines, on the 25th day of February, in the year two thousand and ten, at 9:30 a.m.

BONAFIDE D. LAYSON
Register of Deeds IV

(Owner's Postal Address)

*State the civil status, name of spouse if married, age if a minor, citizenship and residence of the registered owner. If the owner is a married woman, state also the citizenship of her husband. If the land is registered in the name of the conjugal partnership, state the citizenship of both spouses.

CERTIFIED TRUE PHOTO COPY
BY AUTHORITY OF:
JOSHUA M. C. L. SANDO
OFFICER-IN-CHARGE
03/09/23
MILAN E. O. NABERO
SPECIAL AGENT IN CHARGE
CHIEF, TAX RECORDS MANAGEMENT DIVISION

RALPH G. MATURAN
LAO-L

APPENDIX "E" / PAGE 51

MEMORANDUM OF ENCUMBRANCES

(When necessary use this page for the continuation of the technical description)

Entry No.

S. 70-38' W., 219.48 m. to point 5;
N. 17-22' W., 129.63 m. to point 6;
N. 18-12' W., 50.50 m. to point 1;

point of beginning;

Containing an area of THIRTY FIVE THOUSAND ONE HUNDRED AND THIRTEEN (35,113) SQUARE METERS.

All points are marked on the ground by B.L. Cyl. Conc. Mons.

Bounded on the N., along line by Lot 2530, Cad. 237; on the E., along lines 2-3-4 by Lot 2528, Cad. 237; on the S., along line 4-5 by Lot 2532, Cad. 237; and on the W., along line 5-6 by Lot 2863, Cad. 237 and along line 6-1 by Lot 2874, Cad. 237.

Bearings true.

This lot was surveyed in accordance with law and existing regulations promulgated thereunder, by M. Lazo, Cadastral Land surveyor, on June 26, 1929.

NOTE: This lot is covered by H.A. No. 16-3507.

XX

Verified by:

Examined by:

Fuenaventura B. Udang
Records Officer II

Allynievic L. Obaob
Land Reg. Examiner I

(Memorandum of Encumbrances continued on Page-B)
(Technical Description continued on Additional Sheet Page)

Register of Deeds

Republic of the Philippines
City of Cagayan de Oro
Department of Engineering and Public Works
OFFICE OF THE CITY ENGINEER

Technical Description

Lot : **2531-A(area affected)**
Portion of : Lot 2531, Cae-237, Cagayan Cadastre
Location : Camaman-an, City of Cagayan de Oro, Island of Mindanao

Boundaries :
N., along line 28-01, by Lot 2530-B, Pscd-10-021135;
E., along lines 1-2-3-4-5-6-7-8-9-10-11-12-13-14, by Lot 2531-C, portion of Lot 2531;
S., along line 14-15, by Lot 2532, Cad-237, Cagayan Cadastre;
W., along lines 15-16-17-18-19-20-21-22-23-24-25-26-27-28, by Lot 2531-B,
portion of Lot 2531.

Beginning at a point marked "1" on plan being N.16 deg. 49'W., 798.73 m.,
from BLLM #38, Cad-237, Cagayan Cadastre, Thence;

1	2	S.	18	deg.	54'	W.,	11.93 m.
2	3	S.	21	deg.	16'	W.,	8.73 m.
3	4	S.	25	deg.	59'	W.,	8.73 m.
4	5	S.	30	deg.	42'	W.,	8.73 m.
5	6	S.	33	deg.	04'	W.,	12.53 m.
6	7	S.	27	deg.	19'	W.,	4.81 m.
7	8	S.	15	deg.	48'	W.,	4.81 m.
8	9	S.	04	deg.	18'	W.,	4.81 m.
9	10	S.	07	deg.	12'	E.,	4.81 m.
10	11	S.	12	deg.	58'	E.,	73.66 m.
11	12	S.	17	deg.	05'	E.,	3.45 m.
12	13	S.	21	deg.	12'	E.,	11.46 m.
13	14	S.	26	deg.	40'	E.,	5.46 m.
14	15	S.	70	deg.	38'	W.,	12.21 m.
15	16	N.	24	deg.	44'	W.,	5.06 m.
16	17	N.	21	deg.	12'	W.,	11.46 m.
17	18	N.	17	deg.	05'	W.,	5.17 m.
18	19	N.	12	deg.	58'	W.,	73.66 m.
19	20	N.	07	deg.	12'	W.,	7.22 m.
20	21	N.	04	deg.	18'	E.,	7.22 m.
21	22	N.	15	deg.	48'	E.,	7.22 m.
22	23	N.	27	deg.	19'	E.,	7.22 m.


23	24	N.	33	deg.	04'	E.,	12.53 m.
24	25	N.	30	deg.	42'	E.,	7.75 m.
25	26	N.	25	deg.	59'	E.,	7.75 m.
26	27	N.	21	deg.	16'	E.,	7.75 m.
27	28	N.	18	deg.	54'	E.,	7.37 m.
28	01	N.	88	deg.	04'	E.,	12.84 m.

Area : **ONE THOUSAND NINE HUNDRED EIGHTY SIX (1,986)** square meters more or less.

Prepared:


Lourensy C. Pinto
 Engineer II

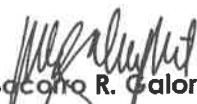
Checked:


Nerissa R. Caylo
 Engineer III
 Chief, SIS – HIPD

Verified:


Manny L. Ramonal
 Engineer III
 Acting Chief-HIPD

Reviewed:


Ma. Socorro R. Galorport
 Assistant City Engineer for Admin.

Submitted:

Jenito M. Asequia
 City Engineer

File: TD Camaman-an-252-macapaya
 LCD
 code#252 / 12-02-22

DECLARATION OF REAL PROPERTY
(FILED UNDER SEC. 219 OF REPUBLIC ACT NO. 7160)

Owner TORRES, VICTOR MANUEL II B. & TORRES, PHOEBE B. (Address) 15 WALING-WALING ROAD PILAR VILLAGE,
Administrator _____ (Address) LAS PIÑAS CITY

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

Location of Property _____ CAMAMAN-AN CAGAYAN DE ORO CITY
(Number and Street) (Barangay/District) (Municipal/City/Province)
Certificate of Title No. T-207157 Cadastral Lot No. 2531 C-3 Assessor's Lot No. 008
Lot Description: LOT 2531 CAD. 237
Boundaries: _____ Block No. 10
North: LOT 2530 CAD 237 South: LOT 2532 CAD.237
East: LOT 2528 CAD. 237 West: LOT 2863 CAD 237 AND LOT 2874 CAD-237
(State streets, lots or streams by which bounded or names of owners of adjoining lands)

I (a) LAND (AGRICULTURAL/MINERAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Class	Unit Values	Market Value
		P					P
Total		P	Total				P

I (b) PLANTS & TREES

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	No./Area	Value	Kind	No./Area	Unit	Market	Value
		P	Market Value	100%			P
			Adjustments				
			(a) Along _____ or no				
			road outlet _____ %				
			(b) _____ kms. to all				
			weather rd. _____ %				
			(c) _____ kms. to				
			market (pob) _____ %				
			Total Adjustments _____ %				
			Adjusted Market Value _____ %				
			Total				P
			Total for land, plant and tree				P
Total		P	Adjusted Value for land, plant & trees				P

II LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Unit Values	Adjustments	Market Value
		P	RESIDENTIAL	35,113.000	114.66	P 1.) INT. LOT	P 4,026,056.58
				0.000		APPLIED	
				0.000		2.) IRREGULAR	
				0.000		LOT	
Total		P	Total	35,113.000	P	P	4,026,056.58

18-410

"IPAKITA SA MUNDO, UMAASENSO NA TAYO"

IMPORTANT: Issued for taxation purposes and should not be considered as title to the property.

III (a) BUILDING AND OTHER IMPROVEMENTS

1. OWNER'S DECLARATION

DESCRIPTION	Floor Area	Construction Materials				Market Value
		1st Storey	2nd Storey	3rd Storey	Roof	
MEMO: TRANSFERRED BY VIRTUE OF TCT NO. T-207157 THRU AN EXTRAJUDICIAL SETTLEMENT OF ESTATE WITH WAIVER OF INHERITANCE.						P
Total						P

2. ASSESSOR'S FINDINGS

DESCRIPTION	Floor Area	Construction Materials				Market Value
		1st Storey	2nd Storey	3rd Storey	Roof	
						P
Total						P

III (b) MACHINERY

1. OWNER'S DECLARATION

DESCRIPTION	Date of Operation	Original Cost	Depreciation	Market Value
PREPARED BY: SALVADOR C. CHAVES TM II				P
Total				P

2. ASSESSOR'S FINDINGS

DESCRIPTION	Date of Operation	Replacement Cost	Depreciation	Market Value
ENCODED BY: JADE C. FOSGATE AO I				P
Total				P

SWORN STATEMENT OF OWNER

Under the provisions of RA 7160, I HEREBY CERTIFY that the current and fair market value (x) of the foregoing described property of which I am the owner/administrator, is to the best of my knowledge and belief, as follows:

Land _____ P _____
Improvements _____
TOTAL VALUE _____ P _____

(Signature)

TAN _____

Subscribed and sworn to before me this _____ day of _____ the _____
person taking oath presenting Residence Certificate No. _____ issued on _____
at _____

(Signature of official administering)

(x) State in the nearest multiple of 10 as P950
instead of P948; P1,000 instead of P1,004.

(Official Title)

TAN _____

ASSESSMENT BY (CITY/PROVINCIAL ASSESSOR
(BOARD OF ASSESSMENT APPEALS
(CENTRAL BOARD OF ASSESSMENT APPEALS

Kind of Property	Actual Use	Market Value	Assessment Level	Assessed Value
LAND	RESIDENTIAL	P 4,026,056.58	7 %	P 281,820.00
			%	
			%	
			%	
Total		P 4,026,056.58	Total	P 281,820.00

TOTAL ASSESSED VALUE TWO HUNDRED EIGHTY ONE THOUSAND EIGHT HUNDRED TWENTY AND 00/100

(AMOUNT IN WORDS)

ATINODORO A. ASEQUIA

Provincial/Mun./City Assessor

By JAMES C. DUNQUE

Deputy

DATE February 8, 2011

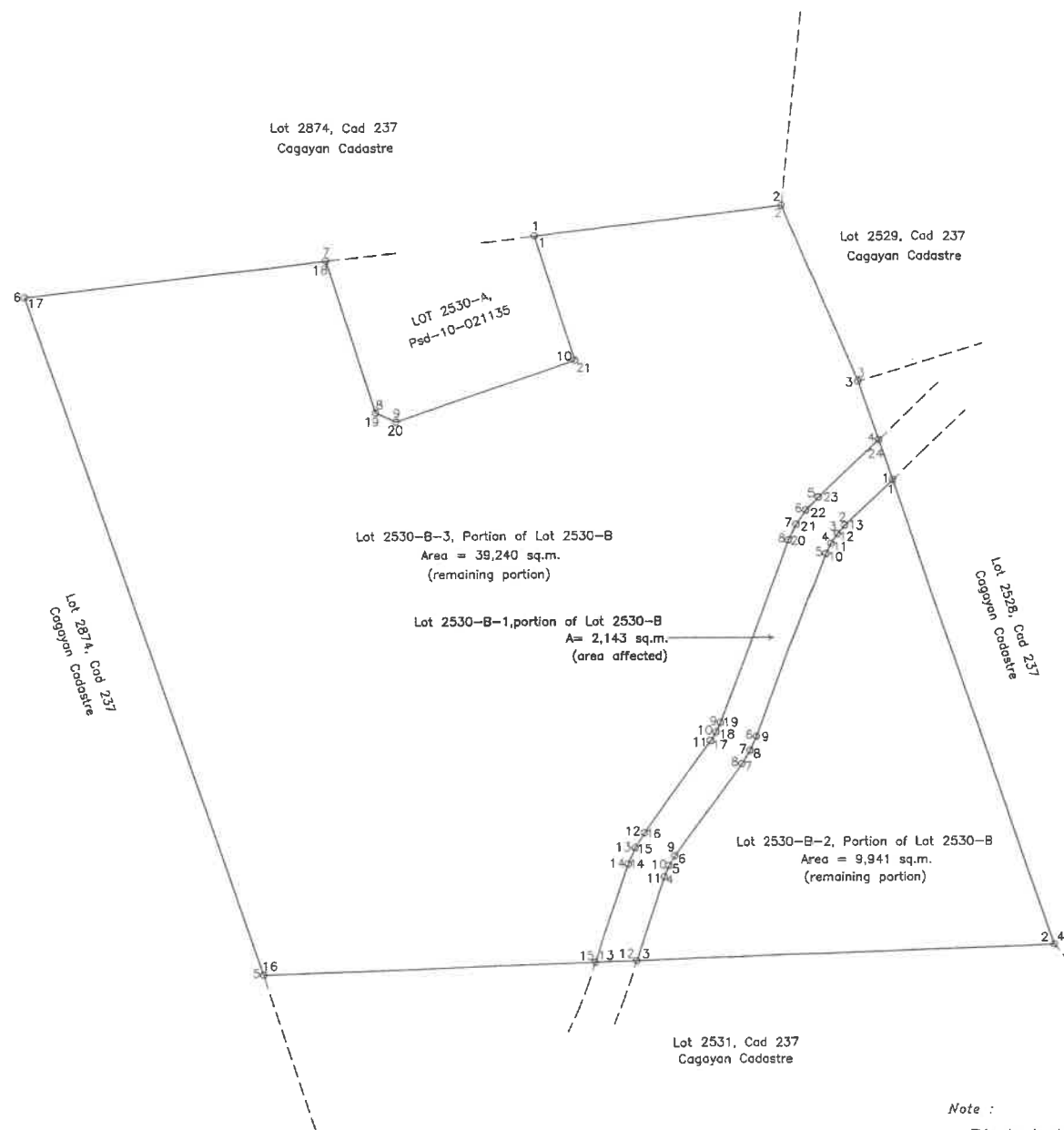
APPROVED:

ATINODORO A. ASEQUIA

Provincial/Mun./City Assessor

THIS DECLARATION CANCELS TAX NOS. G-066746, : IS CANCELLED BY
TAX NOS. G-234231 TAX UNDER THIS DECLARATION BEGINS WITH THE
YEAR 2012 CEASES WITH THE YEAR ENTERED IN THE REAL PROPERTY ASSESSMENT ROLL
FOR BY PREVIOUS OWNER TORRES, VICTOR MANUEL A.,
PREVIOUS ASSESSED VALUE: LAND P 281,820.00, IMPROVEMENT P 0.00,

TECHNICAL DESCRIPTION		
LOT 2530-B (Boundary)		
LINE	BEARING	DISTANCE
1 2	N83° 19'E	77.21 m.
2 3	S23° 15'E	59.15 m.
3 4	S19° 01'E	184.54 m.
4 5	S88° 04'W	245.20 m.
5 6	N19° 07'W	221.82 m.
6 7	N83° 19'E	93.61 m.
7 8	S17° 47'E	49.37 m.
8 9	S66° 38'E	6.96 m.
9 10	N71° 12'E	58.56 m.
10 11	N17° 48'W	40.40 m.
LOT 2530-B-1 (area affected)		
LINE	BEARING	DISTANCE
1 2	S46° 33'W	20.32 m.
2 3	S42° 18'W	3.56 m.
3 4	S33° 49'W	3.56 m.
4 5	S25° 19'W	3.56 m.
5 6	S21° 04'W	60.61 m.
6 7	S24° 52'W	4.78 m.
7 8	S32° 29'W	4.78 m.
8 9	S36° 18'W	35.14 m.
9 10	S31° 57'W	3.64 m.
10 11	S23° 15'W	3.64 m.
11 12	S18° 54'W	27.24 m.
12 13	S88° 04'W	12.84 m.
13 14	N18° 54'E	31.80 m.
14 15	N23° 15'E	5.46 m.
15 16	N31° 57'E	5.46 m.
16 17	N36° 18'E	35.14 m.
17 18	N32° 29'E	3.19 m.
18 19	N24° 52'E	3.19 m.
19 20	N21° 04'E	60.61 m.
20 21	N25° 19'E	5.33 m.
21 22	N33° 49'E	5.33 m.
22 23	N42° 18'E	5.33 m.
23 24	N46° 33'E	25.77 m.
24 01	S19° 01'E	13.18 m.
Tie Line from BLLM#38, Cad-237, Cagayan cadastre to corner marked "1" of Lot 2530-B-;		
LINE	BEARING	DISTANCE
BDRY	N14° 50'W	1022.79 m.
1	N09° 24'W	925.22 m.



Note :

This plan is plotted in accordance with the technical description of Lot 2530-B, per Subdivision plan Psd-10-021135.

This plan is based on actual ground survey conducted by CEO personnel (S3 survey team) per resolution no. 01-2022 of Office of the City Council stating: "Resolution requesting the City Engineers office to forthwith submit a technical report of the proposed road project connecting macapaya hills-camaman-an road..." for expropriation purposes.

Annex "G"

PLAN
OF
Lot 2530-B,
Psd-10-021135
(Showing area affected by the Proposed
12.00 m. wide Macapaya road)

AS PREPARED FOR
Lucile T. Romblon

SITUATED IN THE
BARANGAY OF : CAMAMAN-AN
CITY OF : CAGAYAN DE ORO
ISLAND OF : MINDANAO
CONTAINING AN AREA OF 31,324 SQ.M.,
BEARINGS : TRUE
SCALE 1 : 1500 MTS.

Surveyed:
ERENY D. MURTIQUE, CE
Engineer I

Plotted & Prepared:
LAUREN D. PINTO
Engineer II

Checked:
NERISSA R. CAYLO
Engineer II, HIPP-SIS chief

Verified:
MA. SOUORO R. CALORPORT
Assistant City Engineer for Admin.

Reviewed:
JENITO M. ASEQUILA
City Engineer

Approved:
ROLANDO A. UY
City Mayor



Communication Number:

Date:

Receiver:

From Committee on Subdivision and Landed Estate/Committee on Finance, Budget and Appropriations

Subject Proposed appropriating the sum of ₱1,505,480.33 from the item: "Non-Office: Economic Services Sector- Special Purpose Funds- Land Acquisition/ Expropriation" in the 2023 Annual Budget to be made available for the full payment of the claim for just compensation, including registration and documentation expenses of Lot 2530-B-1 (a portion of Lot 2530-B, Psd-10-021135) covered under TCT No. T-207104, with an area of 2,143 square meters, owned by Ms. Rhocile Lee T. Romblon and Mr. Rhonald Rand T. Romblon, which was affected by the 12.00-meter wide Macapaya road, located in Barangay Camaman-an, this City; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.

Respectfully referred to **COMMITTEE ON LAWS AND RULES** the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson

HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson

HON. GEORGE S. GOKING
CITY COUNCILOR
Member

HON. ROGER G. ABADAY
CITY COUNCILOR
Member

HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Member

EX-OFFICIO MEMBERS

HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader

HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Comm. No: 2023-1545

Date: 05/31/2023
Received by: EUCILLE

From: CMO

SUBJECT MATTER:

INDORSEMENT OF THE HONORABLE CITY MAYOR ROLANDO “KLAREX” A. UY REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR- SPECIAL PURPOSE FUNDS- LAND ACQUISITION/ EXPROPRIATION, AMOUNTING TO P1,505,480.33, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2530-B, COVERED TCT T-207104, OWNED BY RHOCILLE LEE T. ROMBLON & RHONALD RAND T. ROMBLON, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE SUBJECT PROPERTY)

Referred to the COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS, the herein communication for study, investigation, report and/or recommendation.

FOR THE CITY VICE MAYOR
& PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (Thursday)

RECOMMENDING APPROVAL


HON. YAN LAM S. LIM
CITY COUNCILOR
Chairperson


HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Vice Chairperson

HON. ROMEO V. CALIZO
CITY COUNCILOR
Member


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Member


HON. JOHN MICHAEL L. SENO
CITY COUNCILOR
Member

EX- OFFICIO MEMBER

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader

HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
CITY COUNCILOR
Presiding Officer



Communication Number: 2023-1545

Date: 05/31/2023

From: CMO

Receiver: EUCILLE

Subject: REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR- SPECIAL PURPOSE FUNDS- LAND ACQUISITION/ EXPROPRIATION, AMOUNTING TO P1,505,480.33, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2530-B, COVERED TCT T-207104, OWNED BY PHOCILLE LEE T. ROMBLON & RHONALD RAND T. ROMBLON, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN THIS CITY (HEREINAFTER REFERRED TO AS THE SUBJECT PROPERTY)

Respectfully referred to the COMMITTEE ON SUBDIVISION AND LANDED ESTATES, the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL

City Council Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Sgt. 6, 2023

Recommending Approval

HON. EDGAR S. CABANLAS

Chairperson

HON. MARIA LOURDES S. GAANE

Vice Chairperson

HON. JOYLEEN MERCEDES L. BALABA

Member

HON. GEORGE S. GOKING

Member

HON. JOSE PEPE S. ABBU, JR.

Member

HON. ROGER G. ABADAY

Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS

Majority Floor Leader

HON. JAMES E. JUDITH II

Minority Floor Leader

HON. AGAPITO ERIBERTO G. SUAN
CITY COUNCILOR

HON. JOCELYN B. RODRIGUEZ

City Vice Mayor

DISSENTING

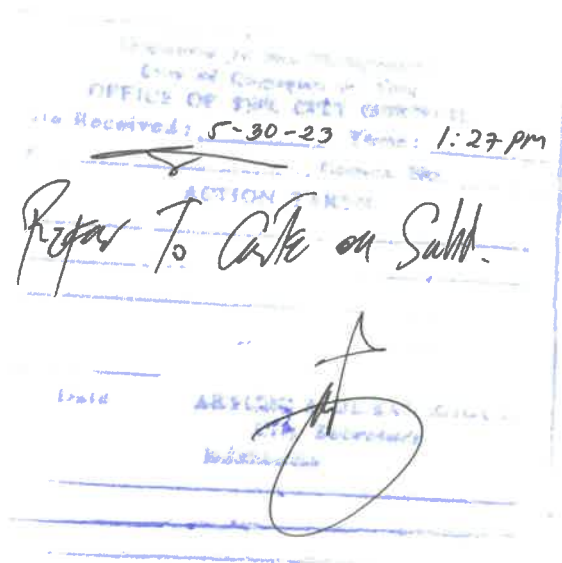


3rd Indorsement
18 May 2023

Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor JOCELYN B. RODRIGUEZ**, the attached Certificate of Availability of Funds No. 120 -2023, to wit:

re: "REQUESTING AUTHORITY TO CHARGE AGAINST CURRENT APPROPRIATION, ANNUAL BUDGET CY 2023, NON-OFFICE: ECONOMIC SERVICES SECTOR- SPECIAL PURPOSE FUNDS- LAND ACQUISITION/EXPROPRIATION", AMOUNTING TO ₱1,505,480.33, TO COVER PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT 2530-B, COVERED TCT T- 207104, OWNED BY RHOCILE LEE T. ROMBLON & RHONALD RAND T. ROMBLON, WHICH PORTION WAS AFFECTED BY THE 12.00 METERS WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY (HEREINAFTER REFERRED TO AS THE "SUBJECT PROPERTY")".

Thus, we are requesting inclusion in the agenda of the forthcoming City Council Session, for passage of appropriate Ordinance.



ROLANDO "Klarex" A. UY
City Mayor




CERTIFICATION

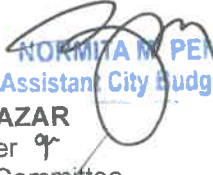
THIS IS TO CERTIFY that the amount of ₱1,505,480.33 from Current Appropriation, Annual Budget CY 2023, Non – Office: Economic Services Sector – Special Purpose Funds – Land Acquisition/Expropriation, to cover payment of just compensation including registration and documentation expenses of Lot 2530-B, covered TCT T-207104, owned by Rhocile Lee T. Romblon & Rhonald Rand T. Romblon, which portion was affected by the 12.00 meters wide Macapaya road located at Camaman-an, this City, (hereinafter referred to as the “Subject Property”), is available.

Issued this 15th day of May 2023, pursuant to Local Finance Committee Resolution No. 059 - 2023.


Ms. JASMIN T. MAAGAD
City Treasurer
City Finance Dept.


Ms. ROXANNE MAE RAVIDAS, CPA
Acting City Accountant
City Accounting Office

Existence of available appropriation:


Atty. PERCY G. SALAZAR
City Budget Officer
Chairman, Local Finance Committee
CAF – 120 - 2023


NORMITA M. PENGSON
Assistant City Budget Officer

Republic of the Philippines
City of Cagayan de Oro
CITY APPRAISAL COMMITTEE

APPRAISAL REPORT


ON A PARCEL OF LAND AFFECTED BY THE PROPOSED 12.00 METER WIDE MACAPAYA ROAD LOCATED AT CAMAMAN-AN, THIS CITY.

THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT STANDARDS PURSUANT TO SECTION 7 OF R.A. 10752.

- I - OWNER OF PROPERTY : RHOCILE LEE T. ROMBLON & RHONALD RAND T. ROMBLON
ADDRESS OF OWNERS : Saarenas St., 6th Division, Patag, Cagayan de Oro City
- II - LOCATION OF LAND : Camaman-an, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
(1) Cad. Lot No. 2530 C-3 Lot description: Lot 2530, Cag. Cad.
(2) Title No. TCT No. T-207104 *Annex A*
(3) Area of Lot (Hectares/Square Meters) : 54,324 sq. meters
(4) Area needed for Public Purposes : 2,143 sq. meters more or less *Annex B*
(5) Classification of Lot: Agricultural Source of Information: TD No. G-232410 (2011) *Annex C*
(6) Appraisal of Property:
(a) Schedule of Market Values: P430/sq.m. Year: 2008 *Annex D to D-1*
(b) BIR Zonal Value: P1,550/m²(CR); P950/m²(RR); P258/m²(A50) Year: 2019 *Annex E to E-1*
(c) Sales Data: None
(d) Offer to Sell: None
(e) Government project near the area: ROW to Macapaya Resettlement at P465/m² (2017) *Annex F*
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape is described in the sketch plan marked as Annex G.
- V - REFERENCES:
(a) Transmittal dated Dec. 20, 2022 from Engr. Jenito M. Asequia, City Engineer *Annex H*
(b) Letter dated Feb. 15, 2022 from Hon. Edgar S. Cabanlas, Comm. on Urban & Rural Poor *Annex I to I-1*
(c) Technical description/Sketch Plan *Annex B & G*
(d) Photographs *Annex J*
- VI - APPRAISAL OF THE COMMITTEE:
P660.00 per sq. meter for 2,143 sq. meters more or less or in the total amount of P1,414,380.00
- VII - REMARKS:
The derivation or source of the appraised value was from the Government Project plus 6% interest compounded annually using the formula for cost of money: $F=P(1+i)^n$ starting 2018 up to the current year.

We, the undersigned members of the Appraisal Committee, hereby Certify that the market value of the property/ies as contained in this Appraisal Report is/are fair, just and reasonable, taking into account the attendant circumstance of the property that affects its value and the consequential benefit that inure to the parties as the result of the project.

At Cagayan de Oro City, this 3rd day of March 2023.


JOSHUA M. DEL BANDO
OIC, City Assessor's Office
Chairman


JASMIN T. MAAGAD
City Treasurer
Member *


JENITO M. ASEQUIA
City Engineer
Member

Republic of the Philippines
City of Cagayan de Oro
Department of Engineering and Public Works
OFFICE OF THE CITY ENGINEER

Technical Description

Lot : **2530-B-1(area affected)**
Portion of : Lot 2530-B, Psd-10-021135
Location : Camaman-an, City of Cagayan de Oro, Island of Mindanao


Boundaries : N.E., along line 24-1, by Lot 2528, Cad -237;
S.E., along lines 1-2-3-4-5-6-7-8-9-10-11-12, by Lot 2530-B-2, portion of Lot 2530-B;
S.W., along line 12-13, by Lot 2531, Cad-237;
N.W., along lines 13-14-15-16-17-18-19-20-21-22-23-24,
by Lot 2530-B-2, portion of Lot 2530-B.

Beginning at a point marked "1" on plan being N.09 deg. 24'W., 925.22 m.,
from BLLM #38, Cad-237, Cagayan Cadastre, Thence;


1	2	S.	46	deg.	33'	W.,	20.32 m.
2	3	S.	42	deg.	18'	W.,	3.56 m.
3	4	S.	33	deg.	49'	W.,	3.56 m.
4	5	S.	25	deg.	19'	W.,	3.56 m.
5	6	S.	21	deg.	04'	W.,	60.61 m.
6	7	S.	24	deg.	52'	W.,	4.78 m.
7	8	S.	32	deg.	29'	W.,	4.78 m.
8	9	S.	36	deg.	18'	W.,	35.14 m.
9	10	S.	31	deg.	57'	W.,	3.64 m.
10	11	S.	23	deg.	15'	W.,	3.64 m.
11	12	S.	18	deg.	54'	W.,	27.24 m.
12	13	S.	88	deg.	04'	W.,	12.84 m.
13	14	N.	18	deg.	54'	E.,	31.80 m.
14	15	N.	23	deg.	15'	E.,	5.46 m.
15	16	N.	31	deg.	57'	E.,	5.46 m.
16	17	N.	36	deg.	18'	E.,	35.14 m.
17	18	N.	32	deg.	29'	E.,	3.19 m.
18	19	N.	24	deg.	52'	E.,	3.19 m.
19	20	N.	21	deg.	04'	E.,	60.61 m.
20	21	N.	25	deg.	19'	E.,	5.33 m.
21	22	N.	33	deg.	49'	E.,	5.33 m.
22	23	N.	42	deg.	18'	E.,	5.33 m.
23	24	N.	46	deg.	33'	E.,	25.77 m.
24	01	S.	19	deg.	01'	E.,	13.18 m.

Area : **TWO THOUSAND ONE HUNDRED FORTY THREE (2,143)** square meters more or less.


Prepared:


Laurey C. Pinto
Engineer II

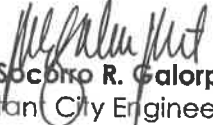
Checked:


Nerissa R. Caylo
Engineer III
Chief, SIS – HIPD


Verified:


Manny L. Ramonal
Engineer III
Acting Chief-HIPD

Reviewed:


Ma. Socorro R. Galorport
Assistant City Engineer for Admin.

Submitted:


Jenito M. Asequia
City Engineer

DECLARATION OF REAL PROPERTY
(FILED UNDER SEC. 219 OF REPUBLIC ACT NO. 7160)

Owner **ROMBLON, RHOCILE LEE T. & ROMBLON, RHONALD RAND T.** (Address) **SAARENAS ST., 6TH DIVISION, PATAG,**
Administrator (Address) **CAGAYAN DE ORO CITY**

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

Location of Property " (Number and Street) **CAMAMAN-AN** (Municipal/City/Province) **CAGAYAN DE ORO CITY**
Certificate of Title No. **T-207104** Cadastral Lot No. **2530 C-3** Assessor's Lot No. **010**
Lot Description: **LOT 2530 OF CAG. CAD.**

Boundaries: North: **LOT 2529 & 2528** South: **LOT 2874** Block No. **10**
East: **SE: LOT 2531** West: **LOT 2874**
(State streets, lots or streams by which bounded or names of owners of adjoining lands)

I (a) LAND (AGRICULTURAL/MINERAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Class	Unit Values	Market Value
		P	ORCHARD	5.4324	4TH	16,800.00	P 91,264.32
Total		P	Total	5.4324			P 91,264.32

I (b) PLANTS & TREES

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	No./Area	Value	Kind		No./Area	Unit Value	Market Value
		P	Market Value _____ 100%		MANGO	20.0000	P
			Adjustments		CYPRESS	50.0000	
			(a) Along _____ or no				
			road outlet _____ %				
			(b) _____ kms. to all				
			weather rd. _____ %				
			(c) _____ kms. to				
			market (pob) _____ %				
			Total Adjustments _____ %				
			Adjusted Market Value _____ %				
			Total				P
			Total for land, plant and tree				P
Total		P	Adjusted Value for land, plant & trees				P

II LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS			
Kind	Area	Value	Kind	Unit Values	Adjustments	Market Value
		P				P
Total		P	Total			P

18-410

"IPAKITA SA MUNDO, UMAASENSO NA TAYO"

IMPORTANT: Issued for taxation purposes and should not be considered as title to the property.

Annex "E-1"

ANNEX "D"

Revenue Region No. 16 - Cagayan de Oro City
Revenue District Office No. 20 - Cagayan de Oro City

Province
City/Municipality
Barangay

MISAMIS ORIENTAL
CAGAYAN DE ORO CITY
CAMAMAN-AN SECT. 8, 9, 10-12, LAPASAN SECT. 1, 2

BARANGAY: 52 - CAMAMAN-AN SECTION 8

D.O. No. 08-2019

STREET NAME/ SUBDIVISION / CONDOMINIUM	VICINITY	CLASSIFICATION	4TH REVISION ZV/SQ.M (Final Revision)
CITY CEMETERY		GL	
CEMETERY ROAD		CR	1,600.00
		RR	1,015.00
PAGLAUM LANDLESS SUBD.		RR	910.00
ALL OTHER STREETS		RR	635.00
		A50	140.00

BARANGAY: 52 - CAMAMAN-AN SECTION 9

STREET NAME/ SUBDIVISION / CONDOMINIUM	VICINITY	CLASSIFICATION	4TH REVISION ZV/SQ.M (Final Revision)
CITY CEMETERY		GL	
		CR	2,250.00
		RR	1,150.00
		A50	190.00
PCI BANK SUBD.		RR	2,050.00
MARFORI SUBD.		RR	
ALL OTHER STREETS		A50	190.00

*Marfori subd. not existing.

BARANGAY: 52 - CAMAMAN-AN SECTION 10 - 12

STREET NAME/ SUBDIVISION / CONDOMINIUM	VICINITY	CLASSIFICATION	4TH REVISION ZV/SQ.M (Final Revision)
ALEGRIA HILLS (AYALA)		RR	10,000.00
SOUTH DIVERSION ROAD		CR	2,400.00
		RR	1,750.00
CAMAMAN-AN - INDAHAG ROAD		CR	2,400.00
		RR	1,750.00
ALL OTHER STREETS		CR	1,500.00
		RR	950.00
		A50	258.00

BARANGAY: 53 - LAPASAN

SECTION 1

STREET NAME/ SUBDIVISION / CONDOMINIUM	VICINITY	CLASSIFICATION	4TH REVISION ZV/SQ.M (Final Revision)
AGORA MARKET		CR	47,850.00
		RR	24,900.00
ALONG ROAD TO PPA		CR	32,500.00
		RR	17,500.00
ALONG AGORA MARKET ROAD		CR	35,100.00
		RR	24,250.00
ALONG AGORA MARKET TO PPA (COMPOUND)		GL	
		CR	25,850.00
ALL OTHER STREETS		RR	20,250.00
	SWAMPY	RR	19,500.00

BARANGAY: 53 - LAPASAN

SECTION 2

STREET NAME/ SUBDIVISION / CONDOMINIUM	VICINITY	CLASSIFICATION	4TH REVISION ZV/SQ.M (Final Revision)
ROAD TO PPA		CR	7,550.00
		RR	4,600.00
SAN JUAN II DISTRICT		CR	48,500.00
		RR	24,250.00
LA PAZ EXT.		CR	7,550.00
		RR	4,850.00
STO. NINO		CR	7,550.00
		RR	4,850.00
ALL OTHER STREETS		CR	4,850.00
		RR	7,550.00
		RR	5,750.00

CERTIFIED PHOTO COPY

By Authority of the OIC

Joshua M. Del Bando

ALMA RITA A. ABLOM

Local Assessment Operations Officer IV

**EXCERPTS FROM THE MINUTES OF THE MEETING OF THE CITY APPRAISAL COMMITTEE HELD ON APRIL 7, 2017
AT THE OFFICE OF THE CITY ASSESSOR, CAGAYAN DE ORO CITY.**

PRESENT:

City Assessor -	Mr. Joshua M. Del Bando Officer-In-Charge - Chairman
City Treasurer -	Ms. Teresita B. dela Fuente Rep. City Treasurer - Member
City Engineer -	Mr. Amador P. Salinas Rep. City Engineer - Member

RESOLUTION NO. 01-2017

**A RESOLUTION OF THE CITY APPRAISAL COMMITTEE OF CAGAYAN DE ORO IN THE APPRAISAL OF THE LOT USED
AS ROAD-RIGHT-OF-WAY LEADING TO MACAPAYA RESETTLEMENT AREA AT CAMAMAN-AN, THIS CITY.**

WHEREAS, the City Appraisal Committee, acting upon the request of Engr. Anastacio G. Marundan, CESE, District Engineer, DPWH, Second District Engineering Office, Regional Office 10, Macabalan, this city, convened on April 7, 2017 at the Office of the City Assessor, this city at 3:45 in the afternoon to discuss among others the request for assistance to provide the market value as basis for payment on the property affected by right-of-way under title no. T-187958, and tax declaration no. G-186120, declared under the name of Raymund B. Garan located at Camaman-an, this city;

WHEREAS; the City Appraisal Committee conducted an ocular inspection and found out that;

1. the lot is already a paved road;
2. the terrain is rolling;
3. it is utilized as agricultural;
4. it has no occupants in the vicinity;
5. the classification of the lot is residential.

WHEREAS; the City Appraisal Committee made a thorough and careful review of the data at hand, namely, the 2008 Schedule of Market Value (SMV) at P430/sq.m.; the 2006 BIR Zonal Value at P150/sq.m. (Residential); Sales Data at P500/sq.m. (2016), as the starting point for discussion in its appraisal. There was no Government Project near the subject lot.

WHEREAS; after an exhaustive discussion and evaluation, it was agreed to get the average value between the SMV and Sales Data, which resulted to P465.00 per sq. meter as the appraised value of the lot;

WHEREFORE, on motion severally moved and severally seconded, it was resolved, as the City Appraisal Committee has hereby resolved to fix the appraised value at P465.00 per sq. meter of the lot owned by Mr. Raymund Garan, used as road-right-of-way leading to Macapaya Resettlement Area located at Camaman-an, this city;

RESOLVED further, to forward copy of this Resolution to the District Engineer, DPWH, Second District Engineering Office, Regional Office 10, Macabalan, this city.

UNANIMOUSLY APPROVED, April 7, 2017.

We hereby certify to the correctness of the foregoing resolution.

JOSHUA M. DEL BANDO
OIC, City Assessor's Office
Chairman

RAMON ANTONIO R. MENDOZA
Acting City Treasurer
Member

ROLANDO M. PACURIBOT
CEED Manager
Acting City Engineer
Member

Annex "H"



Republic of the Philippines
City of Cagayan de Oro
CITY ENGINEER'S OFFICE
Kauswagan, Cagayan de Oro City



CITY ASSESSMENT DEPARTMENT
RECEIVED

TRANSMITTAL SHEET

DATE: Dec 6 2023 TIME: 1:45

FRITZ

December 20, 2022

To : **MR. JOSHUA M. DEL BANDO**
Officer-in-Charge
City Assessment Department

Subject : Lot Plan & Technical Description of the following lots showing the area affected by the 12.00m. wide Macapaya Road, as prepared for Lucile T. Romblon, et al.

- Lot 2532-A -	1,888 square meters	(area affected)
- Lot 2530-B-1 -	2,143 square meters	(area affected)
- Lot 2531-A -	1,986 square meters	(area affected)

Location : Barangay Camaman-an, Cagayan de Oro City.

Enclosure : - As Stated

Remarks : For claim of just compensation.

JENITO M. ASEQUIA
City Engineer

Cc:

-Atty. Kenneth Tamala
OIC-City Legal Office

File/trans-del bando-kenneth tamala-lucilew romblon
Code#252,1376



Communication Number:

Date:

Receiver:

From Committee on Subdivision and Landed Estate/Committee on Finance, Budget and Appropriations

Subject Proposed Ordinance approving the Development Permit (DP) of Teakwood Crest Subdivision Project located in Barangay Agusan, this city, with an area of 76,600 square meters, containing 213 lots (under PD 957), as applied for by A. Brown Company, Inc., represented by Mr. John L. Batac, Chief Operating Officer; subject to the compliance of the conditions imposed by the City Housing Board, City Housing and Urban Development Department (CHUDD) and the City Engineer's Office.

Respectfully referred to **COMMITTEE ON LAWS AND RULES** the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary


COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: September 18, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson


HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson

HON. GEORGE S. GOKING
CITY COUNCILOR
Member


HON. ROGER G. ABADAY
CITY COUNCILOR
Member


HON. JOYLEEN MERCEDES L. BALABA
CITY COUNCILOR
Member

EX-OFFICIO MEMBERS

HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader


HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Communication Number: 2023-1735

Date: 08/01/2023
Receiver: EUCILLE

From: CITY HOUSING BOARD

Subject: APPLICATION FOR DEVELOPMENT PERMIT (DP) OF TEAKWOOD CREST SUBDIVISION PROJECT LOCATED IN BARANGAY AGUSAN, THIS CITY, COVERING AN AREA OF 76,600 SQUARE METERS, CONTAINING 213 LOTS (UNDER PD 957), AS APPLIED FOR BY A BROWN COMPANY, INC., REPRESENTED BY MR. JOHN L. BATAC.

Respectfully referred to the COMMITTEE ON SUBDIVISION AND LANDED ESTATES, the herein communication for study, investigation, report and/or recommendation.


ARTURO S. DE SAN MIGUEL
City Council Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Sept. 16, 2023

recommending approval


HON. EDGAR S. CABANLAS
Chairperson


HON. MARIA LOURDES S. GAANE
Vice Chairperson


HON. JOYLEEN MERCEDES L. BALABA
Member


HON. GEORGE S. GOKING
Member


HON. JOSE PEPE S. ABBU, JR.
Member


HON. ROGER G. ABADAY
Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS
Majority Floor Leader

HON. JAMES K. JUDITH II
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor


DISSENTING



RECOMMENDATION FOR DEVELOPMENT PERMIT

Date issued: July 7, 2023
[] BP 220 [X] PD 957 [] SEC. 18 RA 7279 [] Memorial Parks and Cemeteries

NAME OF APPLICANT:	ADDRESS & TEL. NO.
JOHN L. BATAK	Xavier Estates, Balulang, Cagayan de Oro City
NAME OF DEVELOPER:	ADDRESS & TEL. NO.
A BROWN COMPANY INC.	Xavier Estates, Balulang, Cagayan de Oro City
LAND AREA APPLIED IN HAS.	NO. OF SALEABLE LOTS/UNITS:
7.66 has	213 LOTS
NAME OF THE PROJECT:	LOCATION:
TEAKWOOD CREST	BRGY. AGUSAN, CAGAYAN DE ORO CITY
TITLE NOS./AREA	ZONING CERTIFICATION/LAND USED:
P-2123 & P-2124	Medium Density Residential Zone (R2)

In accordance with the implementing rules and regulations of PD 957; in provisions of Zoning Ordinance 2019-2027 and other related City Ordinances. **Recommending for approval subject to the following conditions.**

CONDITIONS:

1. All conditions stipulated herein form part of the DECISION are subject to monitoring to this office shall be informed formally prior to the implementation of the project;
2. Other conditions may imposed from time to time if the need arises are responsibility of the applicant;
3. The Approved Subdivision Development Permit Ordinance No. and Date issued shall be displayed at the main entry place during the construction stage;
4. Provide adequate warning signs for public safety & awareness during the construction Development;
5. Non-compliance therewith shall be a cause for cancellation or legal action;
6. Pertinent provisions of B 2020 and P.D. 1216 and P.D. 1096 and their implementing Rules and Regulations shall be complied with;
7. Submit subdivision plans to the Land Management Sector of DEN for verification and approval of the field survey returns. Said plans together with the verification/approval documents shall be submitted to HLURB now DHSUD to support Recommending Approval: your application for Registration of the subdivision and issuance of License to Sell;

GF Floor, South wing, Administrative and Legislative Building
City Hall Compound, Capistrano-Hayes Street
Cagayan de Oro City, Philippines
www.cagayandero.gov.ph
Telephone Number: +63 88 880 9698, Email: chudd.cdeo@gmail.com



Republic of the Philippines
City of Cagayan de Oro
**CITY HOUSING AND
URBAN DEVELOPMENT DEPARTMENT**

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city of golden friendship

8. Any misrepresentation or material falsehood on your part shall be a cause for the cancellation of this permit;
9. The subdivision scheme shall not be altered other than what is applied to except when prior clearance from the City Government is secured;
10. To plant trees in the areas designated as Parks and Playground areas, community facilities and encourage homeowners to plant trees within its yard in connection with the Greening Program of the City Government;
11. That transfer of ownership of this project carries the same condition in this Approval for which written notification shall be made Thirty (30) days from such transfer;
12. The Development of this subdivision project shall commence within three (3) years upon issuance of development permit;
13. Provision for rain harvesting facilities equivalent of 0.02 cu.m./sq.m. of roof area and detention/retention pond equivalent of 0.01 cu.m./sq.m. of gross applied area;
14. All application shall conform with the minimum design standard set forth in the Revised Implementing Rules and Regulations of PD957 in HLURB 2008 now DHSUD;
15. The remark of the City Engineering Office in transmittal letter dated January 25, 2022 shall be considered during development stage to wit;
 - Dissilting/ declogging of any siltation and or eroded materials that may affect waterway or any adjoining residential area as maybe caused by said development shall be the responsibility of the developer;
 - Any requirement maybe imposed when necessary during construction stage;
 - All works for this land development project shall be in accordance with the DPWH standard specifications;
 - Mitigating measures to prevent reduce or control adverse environmental effects of earthworks in land development shall be implemented and be monitored throughout the development stage; Detention Pond shall be provided prior to any earth moving activities onsite.

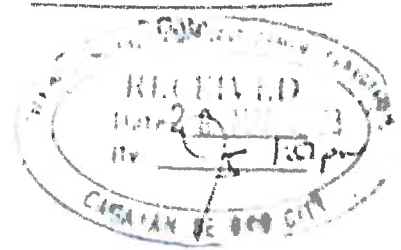
Atty. SAMUEL E. ROLLO
Department Head

City Housing and Urban Development Department

GF Floor, South wing, Administrative and Legislative Building
City Hall Compound, Capistrano-Hayes Street
Cagayan de Oro City, Philippines
www.cagayandeoro.gov.ph
Telephone Number: +63 88 880 9698, Email: chudd.cdeo@gmail.com

ATIL. GARCIA B. TORRES
Dept. head
City Housing and Urban Development Department
Cagayan de Oro City

Sir;



In accordance with section 18 of RA 7279, Section 14 of B.P. 220 and Section 04 of P.D. 957 (Subdivision and Condominium Buyer's Protective Decree) and its implementing Standards, Rules and Regulation as amended by Executive Order No. 648 dated 07 February 1981 and R.A. 7160 Implementing Rules, I am applying for final approval for development of the following projects:

	MAIN PROJECT	SOCIALIZED HOUSING PROJECT PER SECTION 18, R.A. 7279
Name of Project:	TEAKWOOD CREST	
Project Location:	AGUCAN, CDOG	
Total of Project Area:	76,600 SQ. M.	
No. of Saleable Lots/Units:	213 UTS	
Estimated Cost of Project:		
• Raw Land		
• Land Development		
• Housing Units		
Applicable Law (Bp 220/PD 957):	PD 957	
PALC No. / Date Issued:	11 - N - 2022	
Mode of Compliance:	Not Applicable <input type="checkbox"/>	Project Area <input type="checkbox"/>
	<input type="checkbox"/>	Project Cost <input type="checkbox"/>
		<input type="checkbox"/> New Settlement
		<input type="checkbox"/> Slum Upgrading
		<input type="checkbox"/> Com. Mortgage Proj.
		<input type="checkbox"/> Joint Venture Proj.

The undersigned attests that the plan submitted is in accordance with pertinent laws, decrees, rules and regulations, standards and guidelines and that I assume full responsibility from any non-compliance or violation thereof. It is likewise understood that I shall commence development within three (3) years upon the issuance of development permit.

Attached herewith are documents pertinent to my application.

Very truly yours,

JOHN L. BATA
Applicant
Address: XANIER ESTATES, BAWLAN, CDOG
T.I.N. : 002-724-446

Republic of the Philippines S.S
CAGAYAN DE ORO CITY

SUBSCRIBED AND SWORN to before me this day of 29 MAR 2023, 20__ in the City/Province of CAGAYAN DE ORO CITY Affiant exhibited to me his/her Residence Certificate No. _____ issued at _____ on _____

Doc No. 160
Page No. 12
Book No. 12
Series of 2023

ERNESTO B. NERI
NOTARY PUBLIC
UNTIL December 31, 2024
Rano-Gomez Sts., Cagayan de Oro City
MCLE COMPLIANCE NO. VIII-0000586
PTR 5439435 CDO 12-01-2022
IBP 248330 10-04-22 MIS OR.
TIN 423-512 489 NO 2023-70
ROLL NO. 148...

CHUDD CDEO@gmail.com



Republic of the Philippines
City of Cagayan de Oro
CITY ENGINEER'S OFFICE
Kauswagan, Cagayan de Oro City



TRANSMITTAL SHEET

May 19, 2023

To : **ATTY. SAMUEL E. ROLLO**
Acting Department Head
City Housing & Urban Development Department
Cagayan de Oro City

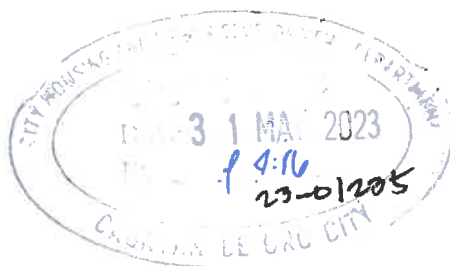
Subject : Technical Evaluation re : Application for Development Permit of **TEAKWOOD CREST SUBDIVISION** of A. Brown Company Incorporated covering an area of 76,600 square meters more or less containing 213 lots/units under PD 957.

Location : Barangay Agusan, Cagayan de Oro City

Enclosure : - Plans & other supporting documents.

Remarks : Plans duly signed & evaluated as to technical aspects. The following shall be considered by the developer during development stage, to wit :

- The required detention pond shall be constructed prior any earth moving activities on project site ;
- Surface run-off from adjacent catchment areas shall be considered per actual run-off pattern ;
- Dessilting/declogging of any siltation and or eroded materials that may affect a waterway or any residential area that maybe caused by said development shall be the responsibility of the developer;
- Mitigating measures to limit soil erosion that will affect on low lying areas shall be implemented;
- Any requirement maybe imposed when necessary during construction stage;
- All works for this development shall be in accordance with DPWH Standard Specifications.



JENITO M. ASEQUIA
City Engineer

File/trans-samuel rollo -teakwood crest agusan
Code#

AFFIDAVIT OF UNDERTAKING

I, **JOHN L. BATAAC**, Filipino, of legal age, with postal address at Xavier Estates, Masterson Avenue, Upper Balulang, Cagayan de Oro City after having been sworn in accordance with law, depose and say:

1. That I am A Brown Company Inc. Chief Operating Officer a corporation duly organized under the Philippine laws with address at Xavier Estates, Masterson Ave., Upper Balulang, Cagayan de Oro City.
2. That Our Project Teakwood Crest located in Barangay Agusan, Cagayan de Oro City which is subject for an application of Development Permit from the Local Government Unit of Cagayan de Oro City at City Council Committee on Subdivision and Landed Estates and at City Housing & Urban Development Department and the like.
4. That the said firm is the owner/ developer of Teakwood Crest do hereby undertake that our proposed socialized housing compliance project of the abovementioned main project shall be our project at Bayanga property having an area 4.3 hectares attached are the following documents to wit;
 - a. Topographic map of the property
 - b. Pictures of the property with its corresponding Geotagging
 - c. Site Development plan
 - d. Location Map
5. That I am executing this affidavit to take full responsibility and to comply with all the terms and conditions and to comply with the requirements at Local Government Unit of Cagayan de Oro City.

18 SEP 2023

In WITNESS WHEREOF, I hereunto affix my signature this _____ day of _____
in Cagayan de Oro City.

JOHN L. BATAAC
Affiant

18 SEP 2023

SUBSCRIBED AND SWORN to before me this _____ day of _____
_____,2023 affiant exhibiting to me his TIN No. 109-682-102

Doc. No. 106
Page No. 22
Book No. 16
Series 2023.

ERNESTO B. NERI
NOTARY PUBLIC
UNTIL December 31, 2024
Tiano-Gomez Sts., Cagayan de Oro City
MCLE COMPLIANCE NO. VIII-0000586
PTR 5439435 CDO 12-01-2022
IBP 248330 10-04-22 MIS. OR.
TIN 473-819-489 ; NC 2023-70
ROLL NO. 66879 05-23-17



Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY MAYOR

**cagayan
de Oro**
city of golden friendship

Certificate of Social Acceptability

To whom it may concern:

This is to Certify that the herein proposed construction of a Lot Subdivision Project of **A BROWN COMPANY, INC. (TEAKWOOD CREST)**, Represented by **JOHN L. BATAK**, located at **Upper Zone 3 Agusan, Cagayan de Oro City**, has undergone the consultation process, complied with all the necessary documents required as set forth by the respective Government Agencies/Departments.

In view hereof, upon recommendation of the City Local Environment and Natural Resources Office (CLENRO). I certify to the Social Acceptability of said project, subject to the conditions stipulated in its implementation including those prescribed by the Department of Environment and Natural Resources Office (DENR) and other Government Agencies concerned.

ROLANDO "KLAREX" A. UY
City Mayor

K

City Local Environment and Natural Resources Office
Roof Deck, Administrative Building, City Hall Compound, Capistrano-Hayes Street
Cagayan de Oro City, Philippines
Telephone Number: +63 88 8817103, Email: clenro.cdo@gmail.com



Republic the Philippines
City of Cagayan de Oro
CITY HOUSING BOARD

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1st Endorsement
July 27, 2023

Respectfully forwarded to **HON. JOCELYN "BEBOT" B. RODRIGUEZ**, City Vice Mayor, thru **HON. EDGAR CABANLAS**, Chairperson of Committee on Subdivision & Landed Estate of the City Council, the **herein application**:

1. APPLICATION FOR DEVELOPMENT PERMIT OF TEAKWOOD CREST REPRESENTED BY JOHN L. BATAC OF A BROWN COMPANY INC. UNDER PD 957, COVERING AN AREA OF 76,600 SQUARE METERS, CONTAINING 213 LOTS LOCATED AT AGUSAN, CAGAYAN DE ORO CITY.

The said application was deliberated by the Local Housing Board during its 5th Regular Meeting on **27 JULY 2023** and is recommended for approval provided that the following conditions be considered:

- With condition to comply socialized housing balance within and in partnership with the Local Government of Cagayan de Oro;
- All conditions stipulated by City Engineering Office and City Housing and Urban Development Department respectively, shall form part of the Ordinance approving the DP application, and the compliances thereby shall be subject to strict monitoring;
- Any misrepresentation and/or non-compliance of the subject conditions shall be a cause for the cancellation of the DP without prejudice to the filing of the appropriate legal action against the applicant;
- This clearance does not exempt the project from pertinent requirements from line agencies.

Enclosed are the findings, recommendations and other pertinent documents of CHUDD, CEO and other offices, for your reference.

Recommending for Approval:


ENGR. ARMEN A. CUENCA, City Local Environment and Natural Resources Office (CLENRO), *Member*


ENGR. JANE J. DOCALLOS, MNSA, CESO V
City Director, Department of the Interior and Local Government, *Member*



Republic the Philippines
City of Cagayan de Oro
CITY HOUSING BOARD

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ENGR. FERDINAND P. DY, City Planning and Development Office
Representative of EnP RAMIR M. BALQUIN, Member

PLTCOL ABDUL ALIM T. SUMANDAR,
Cagayan de Oro City Police Office
Representative of- PCOL. SALVADOR N. RADAM

ENGR. EVA L. GALES, City Engineering Office,
Representative of ENGR. JOEL V. MOMONGAN

MS. ETHEL C. TANGCALAGAN, City Legal Office
Representative of ATTY. KENNETH O. TAMALA, Member

ARCH. EAMONN OREVILLO
Representative, Professionals Sector, Member

MS. RIO HILLARY P. DALMAN, City General Services Office,
Representative of ATTY. JOEFFREY D. NAMALATA, Member

ATTY. SAMUEL E. ROLLO
Vice - Chairperson

HON. ROLANDO A. UY
City Mayor
Chairperson, Cagayan de Oro Housing Board



Republic of the Philippines
City of Cagayan de Oro
**CITY HOUSING AND
URBAN DEVELOPMENT DEPARTMENT**

**cagayan
de oro**



1st Endorsement
April 11, 2023

Respectfully transmitted to Engr. Jenito Asequia, OIC-City Engineer, City Engineering Office the herein plans and documents relative to the application for Subdivision Development Permit of **TEAKWOOD CREST SUBDIVISION** of **A Brown Company Incorporated** represented by Joy F. Magadan located at Barangay Agusan, this City. For his evaluation and recommendation.

ATTY. SAMUEL E. ROLLO
Acting Department Head

GF Floor, South Wing, Administrative and Legislative Building
City Hall Compound, Capistrano-Hayes Street
Cagayan de Oro City, Philippines
www.cagayandoro.gov.ph
Telephone Number: +63 88 880 9688, Email: chudd.cdeo@gmail.com



Communication Number:

Date:
Receiver:

From:

From
Subject: Committee on Health, Nutrition and Health Insurance

Subject Proposed Ordinance authorizing the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, to enter into and sign the Memorandum of Agreement (MOA) with the Northern Mindanao Medical Center (NMMC), represented by its Chief of Hospital, Dr. Jose C. Chan, MD, FPOA, FPCS, MHA.FPCHA, covering the establishment/designation of NMMC as the apex hospital or End- Referral Hospital for patients needing specialized services, in compliance with the Department of Health-Administrative Order No. 2020-0019 (Guidelines on the Service Delivery Design of Health Care Provider Networks), as mandated by the Universal Health Care (UHC) Act, under the terms and conditions stipulated therein.

Respectfully referred to the COMMITTEE ON LAWS AND RULES the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

=====

Date of Meeting: September 18, 2023 (perusal)
COMMITTEE REPORT AND RECOMMENDATION
RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE
NEXT REGULAR SESSION

=====


HON. EDGAR S. CABANLAS
Chairperson


HON. ROMEO V. CALIZO
Vice Chairperson

HON. GEORGE S. GOKING
Member


HON. ROGER G. ABADAY
Member


HON. JOYLEEN MERCEDES L. BALABA
Member

EX-OFFICIO MEMBERS


HON. JOCELYN B. RODRIGUEZ
City Vice Mayor

HON. EDGAR S. CABANLAS
Majority Floor Leader


HON. JAMES K. JUDITH II
Minority Floor Leader

DISSENTING



Communication Number: 2023-1822

Date: 08/23/2023
Receiver: EUCILLE

From: CMO

Subject: REQUEST TO AUTHORIZE CITY MAYOR ROLANDO A. UY TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT WITH THE NORTHERN MINDANAO MEDICAL CENTER, TO BE REPRESENTED BY ITS CHIEF OF HOSPITAL, DR. JOSE C. CHAN, MD, FPOA, FPCS, MHA, FPCHA

Respectfully referred to COMMITTEE ON HEALTH, NUTRITION & HEALTH INSURANCE the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 9/11/23

HON. MARIA LOURDES S. GAANE
Chairperson

HON. JOYLEEN MERCEDES L. BALABA
Vice Chairperson

HON. SUZETTE G. MAGTAJAS-DABA
Member

HON. GEORGE S. GOKING
Member

HON. IMEL ROSE P. MORENO
Member

HON. JAY R. PASCUAL
Member

HON. YEVONNA YACINE B. EMANO
Member

EX OFFICIO MEMBERS

HON. EDGAR S. CABANLAS
Majority Floor Leader

HON. JAMES L. JUDITH II
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor

DISSENTING



September 12, 2023

**THE HONORABLE PRESIDING OFFICER, and
THE HONORABLE MEMBERS OF THE SANGGUNIANG PANLUNGSOD, this City**

SUBJECT: REQUEST FOR THE GRANT OF AUTHORITY TO REPRESENT THE CITY GOVERNMENT OF CAGAYAN DE ORO, IN MY CAPACITY AS LOCAL CHIEF EXECUTIVE, TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT WITH THE NORTHERN MINDANAO MEDICAL CENTER, TO BE REPRESENTED BY ITS CHIEF OF HOSPITAL, DR. JOSE C. CHAN, MD, FPOA, FPCS, MHA, FPCHA,

LADIES AND GENTLEMEN:

This refers to the request of the undersigned for the grant of authority to represent the City Government of Cagayan de Oro, as the Local Chief Executive, to enter into and sign the Memorandum of Agreement with the Northern Mindanao Medical Center, to be represented by its Chief of Hospital, Dr. Jose C. Chan, MD, FPOA, FPCS, MHA, FPCHA.

Under the Universal Health Care Act, it specifies the formation of Health Care Provider Networks (HCPNs) to ensure integration and effective and efficient delivery of population-based and individual-based health services. The HCPNs may be composed of Integrated Local Health Systems (City-Wide Health Systems), networks of private health care providers to complement the health services provided by public health facilities. The City Health Office, in accordance to EO 145, has been designated as being responsible for the technical integration and supervision of the CWHS, particularly on health service delivery and support to health systems management. Under Administrative Order No. 2020-0021, it provides that CWHS shall include the city health office, hospitals, health centers, barangay health stations and other city-managed facilities and services. Guidelines under the AO, mandates all HCPNs to have primary to tertiary care providers with linkages to an apex hospital and other facilities providing specialized services needed by its catchment population. The NMMC, being the apex or end-referral hospital in Region X, has been designated to provide specialized services that are not expected to be provided in HCPNs. The LGU-CDO, through the City Health Office, undertakes to ensure compliance with said AO through a Memorandum of Agreement with the NMMC, an apex hospital.

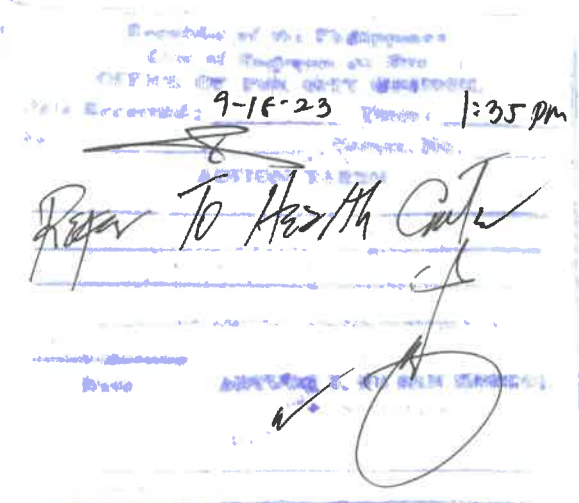
In this regard, we respectfully request the appropriate action of the *Sanggunian* on this concern. A copy of the MOA is hereby attached for your perusal.

Hoping for your favorable response on this request.

Thank you.

Very truly yours,

ROLANDO A. UY
City Mayor





31 July 2023

RACHEL DABA-DILLA, RN, MD, CFP
City Health Officer III
City Government of Cagayan de Oro

Dear Maam,

Greetings!

This pertains to the indorsement dated 14 June 2023 by your good office, requesting for review and recommendation on the herewith attached draft *Memorandum of Agreement (MOA)* between the Cagayan de Oro City Health Care Provider Network (CDOC-HCPN) and Northern Mindanao Medical Center (NMMC).

In this connection, kindly be informed that this Office has thoroughly reviewed the above-mentioned *Memorandum of Agreement*, and submit the following recommendation/s:

1. The proper party to represent the *City-Wide Health System (CWHS)/Health Care Provider Network (HCPN)* of the City Government of Cagayan de Oro should be the Local Chief Executive, as provided under Section 455 (b) (1) (vi), which reads, thus:

"SECTION. 455. Chief Executive; Powers, Duties and Compensation. -(a) The city mayor, as chief executive of the city government, shall exercise such powers and perform such duties and functions as provided by this Code and other laws.

(b) For efficient, effective and economical governance the purpose of which is the general welfare of the city and its inhabitants pursuant to Section 16 of this Code, the city mayor shall:

(1) Exercise general supervision and control over all programs, projects, services, and activities of the city government, and in this connection, shall:

(vi) **Represent the city in all its business transactions and sign in its behalf all bonds, contracts, and obligations,** and such other documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinance;"

Accordingly, it is suggested that the Statement of Parties be restated, viz:

"This *Memorandum of Agreement (MOA)* executed and entered into on this day of _____ at Cagayan de Oro City, by and between:

CITY GOVERNMENT OF CAGAYAN DE ORO, with office address at City health Office, Mortola-Hayes St., Brgy. 40, Cagayan de Oro City, Philippines, represented herein by its City Mayor, **HON. ROLANDO "KLAREX" A. UY**, hereinafter referred to as "**LGU-CDOC**";

-and-

NORTHERN MINDANAO MEDICAL CENTER, a Level III hospital with office address at Capitol Compound, Cagayan de Oro City, represented herein by **DR. JOSE C. CHAN, FPOA, FPCS, MHA, FPCHA**, hereinafter referred to as "**NMMC**"; xxx

Taking into consideration the above recommendation, the parties should thereafter be referred to as “**LGU-CDOC**” and “**NMMC**”, as the case may be, in the subject *Memorandum of Agreement (MOA)*.

2. Similarly, the *Memorandum of Agreement* should include a stipulation for settlement of disputes and venue. In this regard, the parties may adopt this provision, to wit:

“Any controversy or claim arising out of, or resulting from this agreement or any breach hereof, shall first be settled amicably by the Parties before any court action is resorted to. The Parties hereby agree that any legal action, suit or proceeding arising out of or relating to this agreement shall be instituted, at the option of the concerned Party, in the proper courts of Cagayan de Oro City, to the exclusion of all other venues.”

3. Some provisions are likewise added in the Whereas clause to include therein other pertinent issuances, such as Administrative Order No. 2020-0021 entitled “*Guidelines on Integration of the Local Health Systems into Province-wide and City-wide Health Systems*” and Executive Order No. 145, series of 2022 issued by Hon. Rolando A. Uy, entitled “*An Order Reconstituting the City Health Board and the Creation and Strengthening its Support Units*”.
4. The responsibilities assumed by the City Government under Section I of the *Memorandum of Agreement*, shall be through the City Health Office (CHO), pursuant to Executive Order No. 145, series of 2022, which provides that the CHO shall be responsible for the technical integration and supervision of the City-wide Health System.
5. Please refer to the herein-attached *edited Memorandum of Agreement* reflecting the above-discussed suggestions/recommendations and other corrections, as annotated in **red ink**. An acknowledgment portion is likewise added for the parties’ convenience.

In view of the above modifications, kindly endorse the herein-attached *edited Memorandum of Agreement* to the **NORTHERN MINDANAO MEDICAL CENTER**, as represented by **DR. JOSE C. CHAN, FPOA, FPCS, MHA, FPCHA**, for their consideration and approval.

For your guidance and information.

Prepared by:


ATTY. ETHEL C. TANGCALAGAN
Legal Consultant

Reviewed by:


ATTY. KENNETH O. TAMALA, MBA
City Legal Officer

Memorandum of Agreement

This *Memorandum of Agreement (MOA)* executed and entered into on this day of _____ at Cagayan de Oro City, by and between:

CITY GOVERNMENT OF CAGAYAN DE ORO, with office address at City health Office, Mortola-Hayes St., Brgy. 40, Cagayan de Oro City, Philippines, represented herein by its City Mayor, **HON. ROLANDO "KLAREX" A. UY**, hereinafter referred to as "**LGU-CDOC**";

-and-

NORTHERN MINDANAO MEDICAL CENTER, a Level III hospital with office address at Capitol Compound, Cagayan de Oro City, represented herein by its Chief Hospital, **DR. JOSE C. CHAN, FPOA, FPCS, MHA, FPCHA**, hereinafter referred to as "**NMMC**"; xxx

Hereinafter collectively referred to as "**PARTIES**"

WITNESSETH that:

WHEREAS, Section 18 of the Universal Health Care Act provides the formation of health care provider networks (HCPNs) that ensure integration and effective and efficient delivery of population-based and individual-based health services.

WHEREAS, HCPNs may be composed of *integrated local health systems (City-Wide Health Systems)*, networks of private health care providers to complement the health services provided by public health facilities, or mixed public-private networks of health service providers.

WHEREAS, Hon. Rolando "Klarex" A. Uy issued Executive Order (EO) No. 145 dated 13 December 2022, entitled "*An Order Reconstituting the City Health Board and the Creation and Strengthening its Support Units*", providing for the reconstitution of the City Health Board for the purpose of overseeing and coordinating the integration of health services for the *Cagayan de Oro City-Wide Health System (CWHS)*, as required under the Universal Health Care Act of 2018.

WHEREAS, the said EO further designates the City Health Office to act as technical secretariat of the City Health Board, and shall be responsible for the technical integration and supervision of the *CWHS*, particularly on health service delivery and support to health systems management.

WHEREAS, Section VII (B) (1) of the Administrative Order No. 2020-0021 provides that the City Health Board (CHB) shall be the steward of the integrated local health system and responsible for setting the policy and strategic directions of the *City-Wide Health System*;

WHEREAS, Section VI of Administrative Order No. 2020-0021 provides that the *City-Wide Health System (CWHS)* shall include the city health office, hospitals, health centers, barangay health stations and other city-managed health facilities and services of Highly-Urbanized Cities (HUCs) and independent component cities (ICCs).

WHEREAS, Section V.E of Administrative Order 2020-0019 "*Guidelines on the Service*

Delivery Design of Health Care Provider Networks" mandates all health care provider networks (HCPN) to have primary to tertiary care providers with linkages to an apex hospital and other facilities providing specialized services needed by its catchment population;

WHEREAS, Section VI.D.1.e of the said Administrative Order requires HCPNs to enter into a Memorandum of Agreement with at least one apex hospital;

WHEREAS, Section II(B)(1) of Department Memorandum (DM) 2020-0434 "*Updated Interim Guidelines on Health Care Provider Network (HCPN) during the COVID-19 Pandemic*" mandates each Highly Urbanized City to establish city-wide HCPNs from primary care to tertiary care, to include government and private facilities and providers;

WHEREAS, the **NMMC** has been designated by the Department of Health as an apex or end-referral hospital to provide specialized services that are not expected to be provided in HCPNS;

NOW THEREFORE, in consideration of the foregoing premises, the Parties agree as follows:

I. The Parties' Undertakings

A. **LGU-CDOC, through the City Health Office**, undertakes to ensure compliance with Administrative Order (AO) 2020-0019 and other pertinent issuances, such as, but not limited to the following requirements/obligations:

1. That all population groups are provided with continuous health care from primary to tertiary, which shall be delivered in a safe, efficient, and coordinated mechanism;
2. Functional care coordination with the Primary Care Provider Network (PCPN) serving as the patient's initial-contact and navigator;
3. Establishment of a patient navigation and coordination system, patient records management system, harmonized information and communication technology, medical transport system, standardized network mechanisms for operations, and financial and performance management;
4. Provision of components required in Section VI.A of AO 2020-0019 and the network-wide requirements in Section VI.B of the same AO;
5. Complete service capability;
6. Funding and provision of needed resources by the LGU concerned for full functionality of the **HCPN/CWHS**;
7. Collaboration with **NMMC** to meet access standards for health facilities in alignment with the Philippine Health Facility Development Plan, wherein people shall have access to a primary care facility within thirty (30) minutes travel time and to a hospital within one (1) hour;
8. Linkage with Drug Abuse and Treatment Rehabilitation Centers and blood centers, among others;
9. Observance of the "Patient Flow in the HCPN" and "Referral Algorithm" prescribed in Annex B of AO 2020-0019; and

10. Compliance with DO 2020-0434 during the COVID-19 pandemic.

B. **NMMC**, as an apex hospital, shall perform its responsibilities in accordance with AO 2020-0019 and its related issuances, such as, but not limited to:

1. Delivery of specialty health care services not expected to be provided in **HPCNs/CWHS**;
2. Performance mentoring and technical assistance to the **LGU-CDOC, through the City Health Office**, in the following areas:
 - i. Quality, efficient, and patient-centered clinical services;
 - ii. Teaching and training of human resources;
 - iii. Functionality of the referral system; and
 - iv. Clinical, public health, and operations research; and
3. Collaboration with the **LGU-CDOC, through the City Health Office**, to meet access standards for health facilities in alignment with the Philippine Health Facility Development Plan, wherein people shall have access to a primary care facility within thirty (30) minutes travel time and to a hospital within one (1) hour

II. Common Provisions

- A. The parties may, upon mutual consent, amend or modify this Agreement through an addendum signed by both parties, and which shall become an integral part hereof;
- B. Neither party may assign this Agreement nor any of its rights, interests or obligations hereunder without the other party's consent;
- C. The parties shall altogether ensure that the resources are used in accordance with the purpose/s for which they were allocated or provided;

III. Representations and Warranties

- A. The Parties represent and warrant that they possess all rights and have full power and authority necessary to enter into this Agreement and perform all of their obligations.
- B. Each Party's execution, delivery and performance of this Agreement does not conflict with any agreement, oral or written, to which it is a party or by which it is bound, nor violate any law or regulation of any court, governmental body, or administrative agency having jurisdiction over such Party.
- C. In performing their respective obligations under this Agreement, the Parties warrant compliance with all applicable legal and regulatory requirements.

IV. Effectivity and Termination

This Agreement shall enter into force upon signing of the parties, and shall continue to be in effect until terminated by either party with a 30-day-advance written notice, without prejudice to an immediate termination on the following grounds:

- i. Failure of either party to maintain its capability as apex hospital or **HCPN/CWHS**, as the case may be;
- ii. Breach of any of the provisions; or
- iii. Misrepresentation

Provided that, in no case shall any patient be prejudiced by such termination; *provided further*, that, obligations which are by their nature shall continue after the termination of the agreement shall survive such termination.

V. Settlement of disputes and Venue.

Any controversy or claim arising out of, or resulting from this MOU or any breach hereof, shall first be settled amicably by the Parties before any court action is resorted to. The Parties hereby agree that any legal action, suit or proceeding arising out of or relating to this MOU shall be instituted, at the option of the concerned Party, in the proper courts of Cagayan de Oro City, to the exclusion of all other venues.

VI. Miscellaneous Provisions

- A. Processing of personal information shall **be** made in accordance with the Data Privacy Act of 2012 at all times;
- B. The Parties shall act in good faith at all times in **the** performance of their respective obligations under this Agreement.
- C. The Parties shall promptly discuss and strive for amicable resolution of any issue or dispute that may arise from this Agreement, subject to pertinent laws and regulations. In case of failure to reach an amicable settlement, redress may be sought in accordance with applicable laws.
- D. Any provision in this Agreement that is found to be invalid or unenforceable shall not affect the remaining provisions that can otherwise be validly enforced.
- E. For smooth coordination, the parties shall designate the respective focal persons.
- F. Each party shall hold the other harmless from any third-party liability, claim or suit in connection with this Agreement, except to the extent that such party has caused or contributed to the liability or claim arising from its act, omission, or negligence in connection with its obligations under this Agreement.
- G. Relevant issuances, such as PhilHealth guidelines, shall apply suppletorily as applicable without need of any amendment. In case of conflict between a provision in this Agreement and a provision in a valid issuance, the latter shall prevail.

IN WITNESS WHEREOF, the parties have affixed their signatures this _____ day of _____ at _____.

HON. ROLANDO “KLAREX” A. UY
City Mayor, Cagayan de Oro

DR. JOSE C. CHAN, FPOA, FPCS, MHA, FPCHA
Chief of Hospital, NMMC

Signed in the presence of:

City Government of Cagayan de Oro
Representative

NMMC Representative

REPUBLIC OF THE PHILIPPINES)
CAGAYAN DE ORO CITY) s.s.

ACKNOWLEDGMENT

BEFORE ME, this _____ day of _____, in the City of Cagayan de Oro, Philippines, personally appeared as follows:

Proof of Identity

HON. ROLANDO "KLAREX" A. UY
DR. JOSE C. CHAN, FPOA, FPCS, MHA, FPCHA

Known to me to be the same persons who executed the foregoing instrument, and acknowledge to me that the same is their own free and voluntary act and deed.

WITNESS MY HAND AND SEAL on the day, year and place first above written.

Doc. No. _____
Page No. _____
Book No. _____
Series of _____



Republic of the Philippines
Department of Health
Center for Health Development – Northern Mindanao
NORTHERN MINDANAO MEDICAL CENTER



September 5, 2023

Hon. Rolando "Klarex" A. Uy
Mayor
City of Cagayan de Oro

Thru **Dr. Rachel D. Dilla, RN, CFP**
Department Head III
City Health Office


Dear Sir/Ma'am,

Greetings!

I have received a copy of the Memorandum of Agreement between the City Government of Cagayan de Oro – Healthcare Provider Network (CDOC – HCPN) and Northern Mindanao Medical Center (NMMC) last August 25, 2023.

With respect to the recommendations provided by your office, I see no objections to the issues at hand.

Sincerely,


Dr. Jose C. Chan, FPOA, FPCS, MHA, FPCHA
Medical Center Chief II
Northern Mindanao Medical Center

Capitol Compound, Cagayan de Oro City • Tel. Nos.: (088) 856-4147; (08822) 72-63-62 • Fax Nos. (08822) 72-17-94; (088) 856-5490
Email Address: nmmc_cdo@yahoo.com • Website: <https://nmmc.doh.gov.ph>

"NMMC Para Sa Tanan"



Republic of the Philippines
City of Cagayan de Oro
CITY HEALTH OFFICE

**cagayan
de Oro**
city of golden friendship

25 August 2023


DR. JOSE C. CHAN, FPOA, FPCS, MHA, FPCHA
Chief of Hospital
Northern Mindanao Medical Center

ENDORSEMENT

Respectfully endorsing to your office, the attached **MEMORANDUM OF AGREEMENT** between **City Government of Cagayan de Oro (LGU-CDO)**, through the City Health Office and **Northern Mindanao Medical Center (NMMC)**.

For your consideration and approval as per recommendation from the City Legal Office of Cagayan de Oro.

Herewith is the attached comment for your reference.


RACHEL DABA-DILLA, RN, MD, CFP
City Health Officer III

[Faint purple stamp: "CITY OF CAGAYAN DE ORO - HEALTH OFFICE"]

8/25/23 *2-15*



CAGAYAN DE ORO CITY HEALTH OFFICE - The Nation's ideal public health care service provider to ensure healthy and empowered Cagay-anons.

#EMPOWERED ADOLESCENT "Spread Love Safely and Responsibly"



Republic of the Philippines
City of Cagayan de Oro
CITY HEALTH OFFICE

**cagayan
de Oro**
city of golden friendship

03 August 2023

HON. ROLANDO "Klaret" A. UY
City Mayor
Cagayan de Oro City

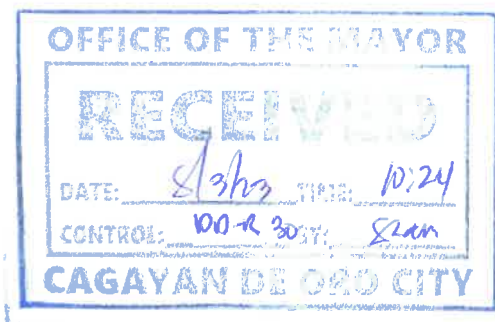
ENDORSEMENT

Respectfully endorsing to your office, the attached **MEMORANDUM OF AGREEMENT** between **City Government of Cagayan de Oro (LGU-CDO)**, through the City Health Office and **Northern Mindanao Medical Center (NMMC)**.

For your perusal and kind endorsement to the City Council for the Formulation of Ordinance.

Herewith are the attached comments/ recommendations from the City Legal Office to the said MOA for your reference.


RACHEL DABA-DILLA, RN, MD, CFP
City Health Officer III



CAGAYAN DE ORO CITY HEALTH OFFICE - The Nation's ideal public health care service provider to ensure healthy and empowered Cagay-anons.

#EMPOWERED ADOLESCENT "Spread Love Safely and Responsibly"



Republic of the Philippines
Department of Health
OFFICE OF THE SECRETARY

MAY 14 2020

ADMINISTRATIVE ORDER

No. 2020 – 0019

SUBJECT: Guidelines on the Service Delivery Design of Health Care Provider Networks

I. RATIONALE

The Universal Health Care (UHC) Act or Republic Act 11223 is anchored on an integrated and comprehensive approach for the health system to ensure that all Filipinos are health literate, provided with healthy living conditions, and protected from hazards and risks that could affect their health.

Section 18 of the UHC Act provides the formation of health care provider networks (HCPNs) that ensure integration and effective and efficient delivery of population-based and individual-based health services. HCPNs may be composed of integrated local health systems (the province-wide or city-wide health systems), networks of private health care providers to complement the health services provided by public health facilities, or mixed public-private networks of health service providers. In addition, the DOH is mandated to identify apex or end-referral hospitals for patients needing specialized care not available within the HCPNs.

UHC Implementing Rules and Regulations (IRR) in Section 18 provides that HCPNs shall receive performance driven, closed-end, prospective payments from PhilHealth based on diagnosis-related groupings. Apex or end-referral hospitals may be contracted as stand-alone facilities by PhilHealth.

To support the implementation of the UHC Act and its IRR, and to ensure that all Filipinos have access to quality health care, the following guidelines are hereby issued.

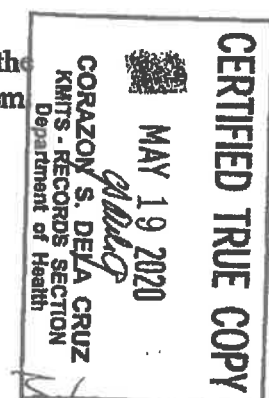
II. OBJECTIVES

A. General Objective

This Order shall set the standards of HCPNs and apex hospitals to ensure that the continuum of care is delivered through a people-centered and integrated health system.

B. Specific Objectives

1. To provide the requirements of the HCPNs;
2. To develop the mechanism for a functional referral system;
3. To establish guidelines for the designation of apex hospitals; and,
4. To provide guidelines for the establishment of public health units in hospitals.



III. SCOPE OF APPLICATION

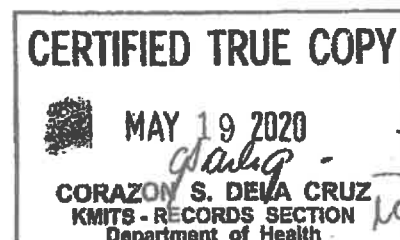
This Order shall apply to all Department of Health (DOH) offices and all its units and instrumentalities, including the Centers for Health Development (CHDs), hospitals, PhilHealth, and other attached agencies. Likewise, this shall also apply to all public and private health facilities, Local Government Units (LGUs), and other relevant stakeholders on establishing HCPNs.

IV. DEFINITION OF TERMS

- A. Apex or End-Referral Hospital – The terms apex and end-referral hospital are used interchangeably in these Guidelines. It refers to a hospital, offering specialized services as determined by DOH, which is contracted as a stand-alone facility by PhilHealth.
- B. Specialty Center - a unit or department in a hospital that offers highly specialized care addressing particular conditions and/ or providing specific procedures and management of cases requiring specialized training and/ or equipment.
- C. Health Care Provider Networks (HCPN) – a group of primary to tertiary care providers, whether public, private or mixed, offering people-centered and comprehensive care in an integrated and coordinated manner with the primary care provider acting as the navigator and coordinator of health care within the network.
- D. Public Health Unit (PHU) - a unit in the hospital facilitating the provision of population-based services, implementation of national public health programs, coordination with primary care provider networks, and provision of a one-stop shop patient navigation system within the hospital.
- E. Primary Care Provider Network (PCPN) – refers to a coordinated group of public, private or mixed primary care providers, as the foundation of the HCPN.
- F. Primary Care Facility – is a private or a public institution that primarily delivers primary care services which shall be licensed or registered by the DOH with the prescribed service capability (Annex A).
- G. Health Station – is a private or a public health facility that functions to augment the delivery of public health services of a Primary Care Facility (Annex A).
- H. Referral – the process in which a health facility officially and appropriately transfers the management of a patient to a better or differently resourced facility, and refers the patient back to the assigned primary care provider.

V. GENERAL GUIDELINES

- A. Public, private, or mixed HCPNs shall be established to provide all population groups with continuous health care from primary to tertiary, which shall be delivered in a safe, efficient, and coordinated mechanism.



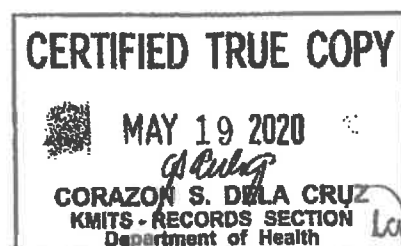
- B. All HCPNs shall have functional care coordination with the PCPN serving as the patient's initial-contact and navigator.
- C. HCPNs shall establish a patient navigation and coordination system, patient records management system, harmonized information and communication technology, medical transport system, standardized network mechanisms for operations, and financial and performance management.
- D. Public HCPNs may complete their service capability through contractual arrangements with the private sector or vice versa.
- E. All HCPNs shall have primary to tertiary care providers with linkages to an apex hospital and other facilities providing specialized services needed by its catchment population.
- F. All DOH hospitals shall endeavor to become apex hospitals; *Provided that*, in the interim, DOH Hospitals that currently do not qualify as apex hospitals may be contracted by PhilHealth as stand-alone facilities.
- G. The DOH shall determine eligible apex or end-referral hospitals. These apex or end-referral hospitals shall be contracted as stand-alone facilities based on the guidelines issued by PhilHealth.
- H. All hospitals shall have a Public Health Unit to facilitate the implementation of population-based health services and seamless patient navigation within the HCPN.

VI. SPECIFIC GUIDELINES

A. Components of the HCPN

The HCPN shall be composed of PCPN providing primary care service, and hospitals delivering secondary and tertiary general health care.

1. The PCPN shall be composed of the following health facilities that provide population and/or individual-based primary care services:
 - a. Primary Care Facilities, such as Rural Health Units, Health Centers, and Medical Outpatient Clinics, which shall ensure proper coordination and service delivery across the PCPN; and,
 - b. Other health facilities necessary for the delivery of primary care, such as but not limited to, health stations, stand-alone birthing homes, stand-alone laboratories, pharmaceutical outlets, and dental clinics.
2. The following health facilities, whether public or private, shall provide general in-patient care services for the HCPN:
 - a. Infirmaries, if present in the existing geographic or political boundary; and,



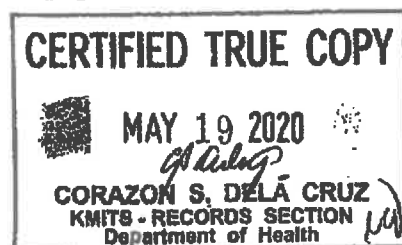
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- b. Hospitals, as classified by the DOH, which shall include:
 - 1. At least one Level 1 providing secondary care; and,
 - 2. At least one Level 2 or 3 hospital providing tertiary care.

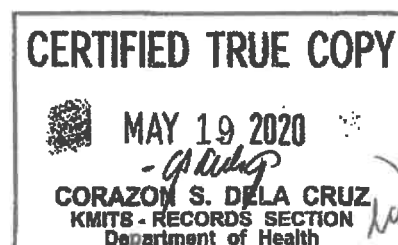
B. Network-wide Requirements

All HCPNs shall have the following:

- 1. *Licensed and accredited health facilities.* All public and private health facilities that are part of the network shall be licensed by DOH and accredited by PhilHealth.
- 2. *Service capability profiling.* All HCPNs shall determine and continuously monitor the services, human resources, equipment, and infrastructure of all its health facilities.
 - a. All participating health facilities shall annually comply with the Health Facility Profiling of DOH and PhilHealth.
 - b. A directory and map of all the health facilities in the HCPN with all the services provided, address, clinic hours, and contact numbers shall be posted in each health facility.
 - c. All HCPNs and their apex hospitals shall endeavor to meet access standards for health facilities in alignment with the Philippine Health Facility Development Plan, wherein people shall have access to a primary care facility within thirty (30) minutes travel time and to a hospital within one (1) hour.
- 3. *Primary care-based coordination.* The HCPN shall establish a functional referral system rooted in effective primary care navigation across the network.
 - a. HCPNs shall develop localized referral protocols based on clinical practice guidelines in consideration of the local context such as available road networks, modes of transportation, availability of health human resources including clear and standardized criteria for transfer of patients. An algorithm for emergency and non-emergency referrals and patient flow in the network shown in Annex B
 - b. HCPNs shall have a patient record management system with an interoperable electronic medical record in all member health facilities capable of real-time information-sharing. The system shall include patient records, diagnostics, treatment history, and other pertinent medical information that enables medical care, subject to guidelines to be developed by DOH and PhilHealth, and in compliance with the Data Privacy Act or RA 10173.
 - c. HCPNs shall ensure the availability of ambulances and patient transport vehicles as necessary for its catchment population.



- d. HCPNs shall standardize the process of communication:
 - i. Appropriate communication facilities available for contact during operations (e.g. telephone number, cellular phone, two-way radio).
 - ii. Standardized communication tools for endorsements such as the Situation Background Assessment Recommendation (SBAR) communication tool (Annex C).
 - iii. Uniform referral form with minimum data components indicated in Annex D and a back-referral form with follow-up and home instructions, which may be transformed into an electronic report.
 - iv. Local call center/chat hotline for health ideally with a geographic information system (GIS) that shall coordinate patient emergency referral, in compliance with Executive Order 56, s. 2018, entitled: "Institutionalizing the Emergency 911 Hotline as the Nationwide Emergency Answering Point, Replacing Patrol 117, and for Other Purposes."
4. *Network-wide health facility operations.* HCPNs shall standardize health facility operations in its catchment to include the following:
- a. Integrated financial management including pooled fund management, provider payment mechanism, unified price structures of services, and accounting processes across component facilities, among others;
 - b. Maintenance team in charge of local capital asset management especially for equipment and infrastructure depreciation and obsolescence;
 - c. Unified supply chain inventory management systems for essential medicines, supplies, and equipment;
 - d. Systematic healthcare waste management for the network including proper waste handling as indicated in the Health Care Waste Management Manual and a sewage treatment plant for hazardous solid waste through in-house treatment or third party hauler;
 - e. Unified client satisfaction surveys and patient engagement programs in line with the Framework on Integrated People-Centered Health Services analyzed at the HCPN level;
 - f. Unified Patient Safety Program with designated Patient Safety Officers who shall oversee and promote a culture of safety in each health facility; and,
 - g. Capacity building and mentoring activities of all health facilities within the network to improve service capability and health human resource competencies.
5. *Network-wide performance management.* The HCPN shall ensure quality, efficient, and effective services across health facilities through Management Reviews in the following components conducted at least quarterly:



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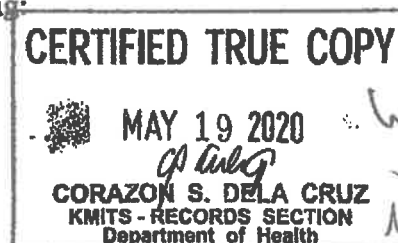
- a. Network-wide health outcomes including morbidity and mortality reviews, compliance with financial risk protection measures, and patient care and responsiveness;
- b. Utilization of primary care providers by the catchment population as the entry point of care;
- c. Evaluation of appropriateness and timeliness of referrals made within and across the network;
- d. Patient satisfaction rating using the standardized client responsiveness tool;
- e. Compliance to basic accommodation requirements, no balance billing or no co-payment policies, which may contribute to a reduction of out of pocket expenses;
- f. Adherence to clinical practice guidelines and referral protocols; and,
- g. Accessibility and adequacy for health facilities and human resources for the catchment population.

C. Completing Service Capability through Partnerships

1. HCPNs may partner through contractual agreements with other facilities to complement its service capability.
2. Public HCPNs shall follow current legal frameworks and policies for partnership with the private sector including, but not limited to, the following:
 - a. Government Procurement Reform Act and its IRR for infrastructure, equipment and services;
 - b. Public Private Partnership for Health through:
 - i. NEDA Joint Venture Guidelines, provided that the necessary ordinances are in place; and,
 - ii. Build Operate and Transfer Laws; and,
 - c. Guidelines for Local Government Units such as Public-Private Partnerships for the People (LGU P4) as issued by the DILG.

D. Linkage of HCPNs to Apex Hospitals

1. Apex hospitals shall be linked to HCPNs and shall deliver specialty health care services not expected to be provided in HCPNs.
 - a. The DOH shall determine eligible apex hospitals based on the following service capability:
 - i. A single-specialty hospital that is designated by law or licensed by the DOH, or
 - ii. A general hospital with the following:

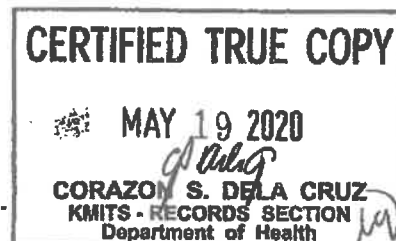


1. Accredited teaching and training in at least the following four major departments namely, Medicine, Pediatrics, Surgery, and Obstetrics and Gynecology; and,
 2. At least two Specialty Centers according to DOH standards.
- b. Apex hospitals shall have the ability and commitment to provide performance mentoring and technical assistance to the HCPNs in the following areas:
 - i. Quality, efficient, and patient-centered clinical services;
 - ii. Teaching and training of human resources;
 - iii. Functionality of the referral system; and,
 - iv. Clinical, public health, and operations research.
 - c. Apex hospitals may be owned and managed by DOH, other National Government Agencies, State Universities and Colleges, or private entities.
 - d. The designation of apex hospitals by specialty shall follow this process:
 - i. Survey, mapping and evaluation of service capability of all Level 3 government hospitals and volunteer private hospitals;
 - ii. Approval of the list of eligible apex or end-referral hospitals by the Secretary of Health through the DOH Executive Committee;
 - iii. Matching/linking of apex or end-referral hospitals to the HCPN assisted by Centers for Health Development; and,
 - iv. Submission of the list of apex or end-referral hospitals with linkage to HCPNs to PhilHealth for contracting;
 - e. HCPNs shall enter into a memorandum of agreement (MOA) with at least one apex hospital.
2. All HCPNs shall have linkage with Drug Abuse and Treatment Rehabilitation Centers, Blood Centers, among others.

E. Public Health Units in Hospitals

All hospitals shall have a Public Health Unit (PHU) to facilitate the provision of population-based health services and patient navigation.

1. The PHU shall ensure that hospital policies are aligned with national public health programs.
2. The PHU shall assist the hospital management in ensuring surveillance and reporting of notifiable diseases through the disease surveillance officer or disease surveillance coordinator.
3. The PHU shall ensure proper referral and navigation of patients within the hospital and from the hospital to primary care facilities and other necessary facilities in the network.



4. The PHU shall be established under the Office of the Medical Center Chief or Chief of Hospital with the following minimum dedicated or designated staff (see Annex E):
 - a. Health education and promotion officer;
 - b. Care navigator/educator; and,
 - c. Administrative staff.

VII. ROLES AND RESPONSIBILITIES

A. Health Facility Development Bureau (HFDB)

1. Survey, mapping, and evaluation of service capability of all Level 3 hospitals;
2. Annually submit to PhilHealth the eligible list of apex hospitals; and,
3. Issue guidelines for monitoring functionality and performance of primary care facilities and hospitals, including apex hospitals.

B. Field Implementation and Coordination Team (FICT)

1. Coordinate with concerned Central Office units for the provision of technical assistance to CHDs, Local Health Systems, and HCPNs;
2. Coordinate with respective Central Office units for a systematic performance monitoring of HCPNs;
3. Organize with respective Central Office units a harmonized capacity building of CHD personnel for monitoring performance; and,
4. Organize with respective Central Office units capacity building of HCPNs.

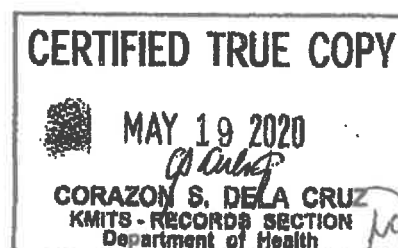
C. Knowledge Management and Information Technology Service (KMITS)

1. Set interoperability and data standards for information and communication technology systems in the network including patient record management system.

D. Health Facilities and Services Regulatory Bureau (HFSRB)

1. Set licensing standards for primary care facilities and other health facilities in the HCPN; and,
2. Ensure compliance of all licensed health facilities to DOH standards.

E. Bureau of Local Health Systems Development (BLHSD)



1. Formulate frameworks, policies, guidelines, and standards on Local Health Systems.

F. Centers for Health Development (CHD)

1. Assess performance and monitor the functionality of HCPNs and apex hospitals;
2. Guide the development of HCPNs according to their maturity grade, based on the CHD capacity for assistance; and,
3. Provide and/or facilitate the provision of technical assistance to resolve issues, concerns and problems on the development, utilization, and implementation of the care coordination mechanisms within the network.

G. PhilHealth

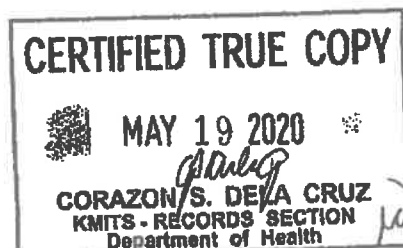
1. Develop contracting guidelines and mechanisms for HCPNs and apex hospitals;
2. Monitor financing performance indicators of HCPNs and apex hospitals (e.g. utilization rates, out of pocket expenses, no balance billing);
3. Incentivize health facilities to become part of the HCPNs;
4. Incentivize contracted HCPNs and apex hospitals based on their performance; and,
5. Provide pertinent data to DOH for selection of apex hospitals, oversight of network performance and national-level monitoring and planning.

H. Local Government Units (LGUs)

1. Ensure that the HCPN design, requirements and support mechanisms are available within their jurisdiction;
2. Provide the needed resources, including funds, to ensure the functionality of the HCPN;
3. Endeavor to meet the gaps of health facilities, human resources, equipment and infrastructure within their jurisdiction; and,
4. Adopt appropriate ordinances for public-private partnership for health.

VIII. SEPARABILITY CLAUSE

If any part or provision of this Order is rendered invalid, by any court of law or competent authority, the remaining parts or provisions not affected shall remain valid and effective.



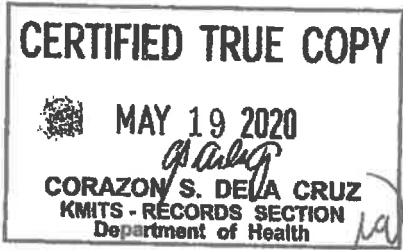
IX. REPEALING CLAUSE

All Orders, rules, regulations, and other related issuances inconsistent with or contrary to this Order are hereby repealed, amended, or modified accordingly. All other provisions of existing issuances which are not affected by this Order shall remain valid and in effect.

X. EFFECTIVITY

This order shall take effect immediately.


FRANCISCO T. DUQUE III, MD, MSc
Secretary of Health

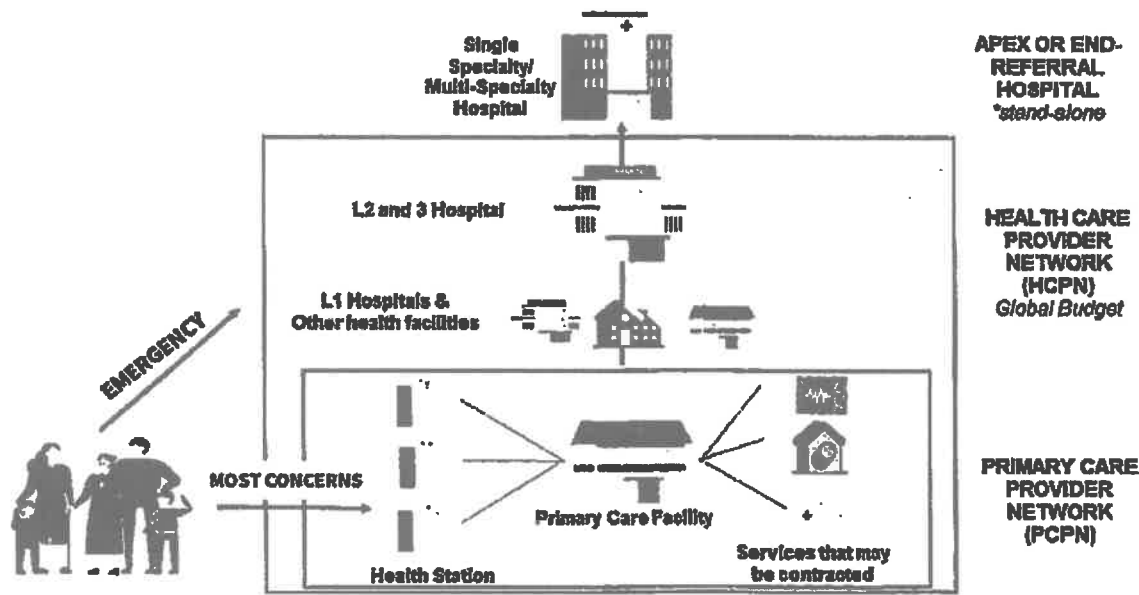


Annex A. Primary Care Facility Services
(Refer to Primary Care Facility Manual)

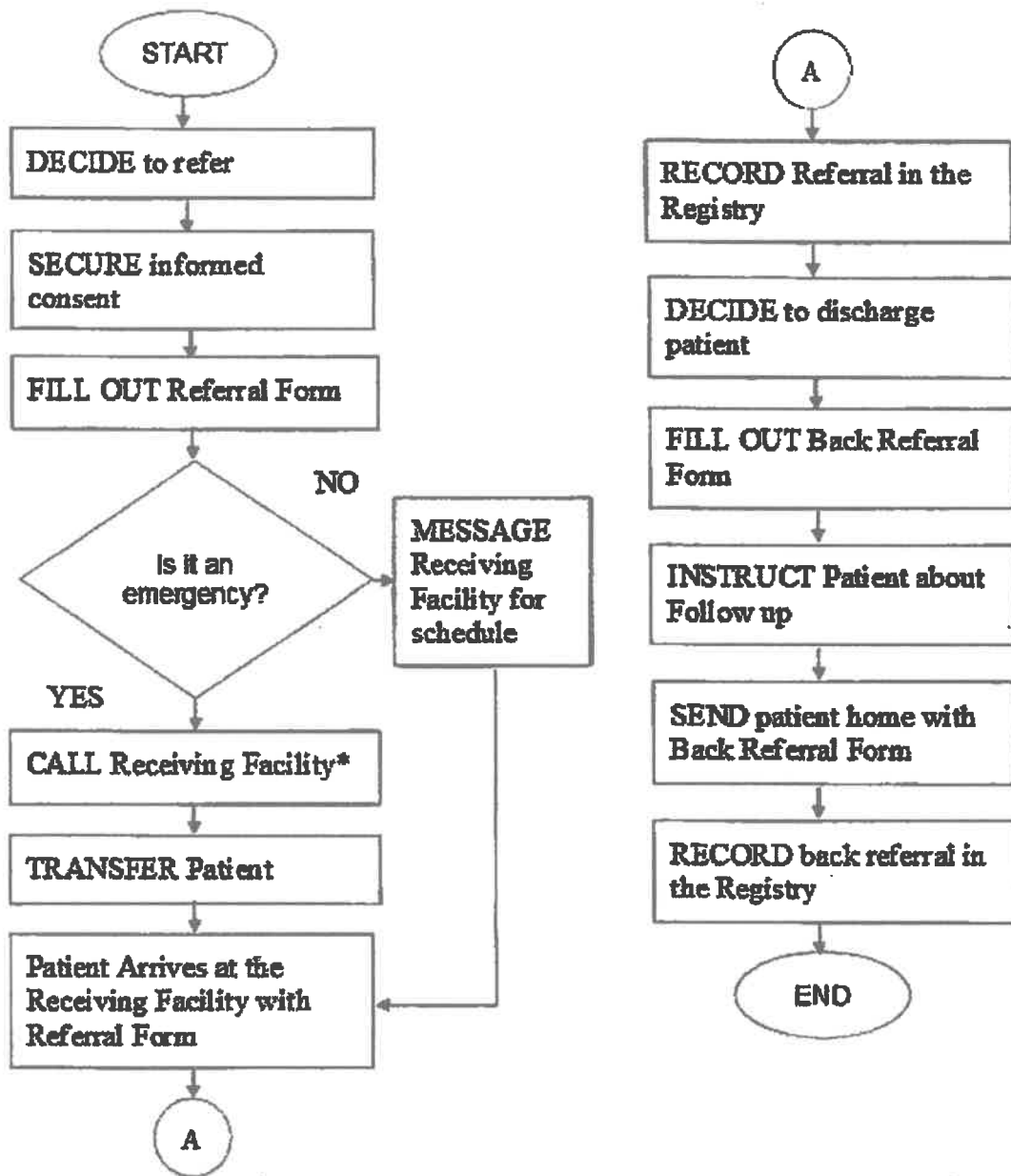
Services	Primary Care Facility*	Health Station
Medical outpatient	Yes	No
Lab services	In-house or outsourced	No
Imaging services	In-house or outsourced	No
Pharma services	In-house or outsourced	Distribution of public health programs
Birthing services	In-house or outsourced	No
Minor surgeries	Yes	No
Public Health services	Yes, if government	Yes
PT/OT/ST	Optional	No
Transport	Ambulance (can be shared)	Patient transport vehicle
Licensing	Yes	No

**Public Primary Care Facility shall deliver population-based services. *Can be a one-stop shop service provider or not*

Annex B. Patient Flow in the HCPN and Referral Algorithm



Annex C. Referral Algorithm



White boxes – by Initiating Facility

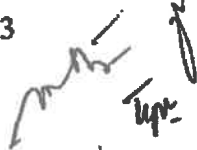

Blue boxes – by Receiving Facility

**Steps may happen simultaneously (i.e. Call is made during transfer of patient)*

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Standard Communication Protocols
For Emergency and Non-Emergency Cases via phone

S	SITUATION I am (name), (position) of (initiating facility) I am calling about an emergency referral Who am I talking with? [Wait for Response 1] Patient is a (age), (sex) with chief complaint/problem: (state chief complaint) Present working impression is: (Working Impression) Reason for referral is: (state reason) Current vital signs are: (BP, HR, RR, O2 Sats, Temp)
B	BACKGROUND (Name of patient) has a (Clinical History) Findings are: (state findings) Treatment given: (state treatment)
A	ASSESSMENT I think the problem/concern is: (describe) (state issues for the referral)
R	RECOMMENDATION We would like to transfer the patient immediately. Are you ok with the plan? Is there anything I need to do in the meantime? [Wait for Response 2]
Response	
1	Name of receiver and position
2	Yes, please transfer to our facility immediately. No, our facility's capacity is full. Please transfer to (specify another facility) Other instructions: (e.g. give medicines on the way)

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Annex D. Uniform Referral Form

HCPN
LOGO

Name of HEALTH CARE PROVIDER NETWORK
REFERRAL FORM

Name of Initiating facility _____		Contact Number _____	
Address _____			
Date of Referral _____		Time Called* _____	
Name of receiving facility _____		Receiving Personnel _____	
Address _____		Response _____	
Referral Category	<input type="checkbox"/> Emergency	<input type="checkbox"/> Outpatient	
Working Impression			
Reason for Referral	<input type="checkbox"/> Consultation	_____	
	<input type="checkbox"/> Diagnostics	_____	
	<input type="checkbox"/> Treatment/Procedure	_____	
	<input type="checkbox"/> Others	_____	
Name of Patient _____		Identity number _____	
Age _____		Sex	<input type="checkbox"/> Male <input type="checkbox"/> Female
Address _____			
Chief Complaint _____			
Clinical History _____			
Findings _____			
Vital Signs: BP _____ HR _____ RR _____ O2 sats _____ Temp _____ Weight _____			
(attach laboratory results)		_____	
Treatment Given _____			
(attach treatment cards)		_____	

Print Name & Signature of Health Professional

Date and Time

*for emergency cases

Return Slip

Action Point: Received
Referred

14
[Signature]
[Signature]

ANNEX E. Public Health Unit Staffing Pattern

Personnel	Hospitals		
	Level 1	Level 2	Level 3
Health education and promotion officer	Health education and promotion officer/disease surveillance coordinator	Health education and promotion officer Disease surveillance officer Disease surveillance coordinator	Public Health Advisor Health education and promotion officer Disease surveillance officer Disease surveillance coordinator
Care Navigator/ Educator	Care Navigator (Nurse or Social Worker)	Care Navigator (Nurse or Social Worker)	Care Navigator (Nurse or Social Worker)
Administrative staff	Admin staff	Admin staff	Admin staff

Handwritten signature and initials



Communication Number:

Date:

Receiver:

From Committee on Subdivision and Landed Estate

Subject Proposed Resolution interposing no objection to the Foreshore Lease Application of the GAMA Foods Corporation, covering a parcel of land containing an area of 3,987 square meters (adjacent to its property covered under Lot 1-A-1-4-B-5-B-1, Title No. 137-2010000699, Lot 1-A-4-B-5-B-2, Title No. 137-2019008446, Lot 1-A-4-B-5-B-3, Title No. 137-2019008447), located Purok 10, Sitio Baloy, Barangay Tablon, this City; subject to the conditions imposed by the City Local Environment and Natural Resources (CLENRO), City Engineer's Office, City Planning and Development Office (CPDO), and other government agencies.

Respectfully referred to **COMMITTEE ON LAWS AND RULES** the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

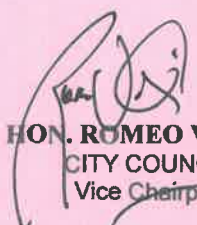
COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: May 11, 2023 (perusal)

RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

Respectfully submitted:


HON. EDGAR S. CABANLAS
CITY COUNCILOR
Chairperson


HON. ROMEO V. CALIZO
CITY COUNCILOR
Vice Chairperson


HON. GEORGE S. GOKING
CITY COUNCILOR
Member


HON. ROGER G. ABADAY
CITY COUNCILOR
Member


HON. JOYLEEN MERCEDES L. BALABA
Member
City Councilor
EX-OFFICIO MEMBERS


HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR
Presiding Officer

HON. EDGAR S. CABANLAS
CITY COUNCILOR
Majority Floor Leader


HON. JAMES K. JUDITH II
CITY COUNCILOR
Minority Floor Leader

DISSENTING



Communication Number: 2023-1348

Date: 03/29/2023
Receiver: EUCILLE

From: COMMITTEE ON ENVIRONMENT
Subject: APPLICATION OF GAMA FOODS CORPORATION FOR FORESHORE LEASE AGREEMENT
LOCATED AT BARANGAY TABLON, THIS CITY

Respectfully referred to COMMITTEE ON SUBDIVISION AND LANDED ESTATES the herein communication for study, investigation, report and/or recommendation.

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: APRIL 28, 2023

Recommendation: *Approval subject submission of application of Undertaking,*

HON. EDGAR S. CABANLAS
Chairperson

HON. MARIA LOURDES S. GAANE
Vice Chairperson

HON. JOYLEEN MERCEDES L. BALABA
Member

HON. GEORGE S. GOKING
Member

HON. JOSE PEPE S. ABBU, JR.
Member

HON. ROGER G. ABADAY
Member

Member

EX-OFFICIO MEMBERS

HON. AGAPITO ERIBERTO SUAN

HON. EDGAR S. CABANLAS
Majority Floor Leader

HON. YENGLA YACINE EMANO

HON. JAMES K. JUDITH II
Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
City Vice Mayor

DISSENTING



21 Sept 2023

**THE HONORABLE PRESIDING OFFICER, and
THE HONORABLE MEMBERS OF THE SANGGUNIANG PANLUNGSOD,**
This City

THRU: MR. ARTURO S. DE SAN MIGUEL
City Council Secretary
Office of the City Council

Ladies and Gentlemen:

Greetings!

Republic of the Philippines
City of Cagayan de Oro
Date Received: 9-21-23 Time: 11:24 Am
By: [Signature] Control No.
ACTION TAKEN
Fwd to CR (R)
Date: [Signature]
2023-1348 - Subd.

This pertains to **Motion No. 26928-2023**, entitled **"MOTION TO DEFER ACTION FOR ONE (1) WEEK ON THE PROPOSED RESOLUTION NO. 2023-383 – interposing no objection to the Foreshore Lease Application of the GAMA Foods Corporation covering a parcel of land containing an area of 3,987 square meters (adjacent to its property covered under Lot 1-A-1-4-B-5-B-1, Title No. 137-2010000699, Lot 1-A-4-B-5-B-2, Title No. 137-2019008446, Lot 1-A-4-B-5-B-3, Title No. 13702019008447), located at Purok 10, Sitio Baloy, Barangay Tablon, this City; subject to the conditions imposed by the City Local Environment and Natural Resources Office (CLENRO), City Engineer's Office, City Planning and Development Office (CPDO), and other government office, which was referred before this Office for appropriate action.**

At the outset, **FORESHORE LAND** has been defined by Republic Act (R.A.) No. 8550 otherwise known as The Philippine Fisheries Code of 1998 *as a string of land margining a body of water; the part of a seashore between the low-water line usually at the seaward margin of a low tide terrace and the upper limit of wave wash at high tide usually marked by a beach scarp or berm.*¹ Furthermore, it has also been defined in the Department of Environment and Natural Resources (DENR) Administrative Order No. 2004-24 dated 24 Aug 2004 *as the part of the shore which is alternately covered and uncovered by the ebb and flow of the tide.*²

In relation thereto, the same administrative order also defined **FORESHORE LEASE APPLICATION** as the *type of application covering foreshore lands, it may also cover marshy lands or lands covered with water bordering upon the shores or banks of navigable lakes or rivers for commercial, industrial or other productive purposes other than agriculture.*³

Furthermore, **FORESHORE LEASE AGREEMENT (FLA)** is defined as *an agreement executed by and between the DENR and the applicant to occupy, develop, utilize, and manage*

¹ Sec. 4 (46).
² Sec. 2 (a).
³ Sec. 2 (b).

*foreshore lands, it may also cover marshy lands or lands covered with water bordering upon the shores or banks of navigable lakes or rivers.*⁴ Such agreement is attributed to the following provisions from Commonwealth Act (C.A.) No. 141, otherwise known as The Public Land Act, *to wit*:

CHAPTER VIII
Classification and Concession of Public Lands Suitable for Residence, Commerce and Industry

SECTION 58. Any tract of land of the public domain which, being neither timber nor mineral land, is **intended to be used** for residential purposes or for **commercial**, industrial, or other productive purposes other than agricultural, and is open to disposition or concession, **shall be disposed of under the pro-visions of this chapter and not otherwise.**

SECTION 59. The lands disposable under this title shall be classified as follows:

- (a) Lands reclaimed by the Government by dredging, filing, or other means;
- (b) **Foreshore**;
- (c) Marshy lands or lands covered with water bordering upon the shores or banks of navigable lakes or rivers;
- (d) Lands not included in any of the foregoing classes.

SECTION 60. Any tract of land comprised under this title may be leased or sold, as the case may be, to any person, corporation, or association authorized to purchase or lease public lands for agricultural purposes. The area of the land so leased or sold shall be such as shall, in the judgment of the Secretary of Agriculture and Natural Resources, be reasonably necessary for the purposes for which such sale or lease is requested, and shall in no case exceed one hundred and forty-four hectares: Provided, however, That this limitation shall not apply to grants, donations, transfers made to a province, municipality or branch or subdivision of the Government for the purposes deemed by said entities conducive to the public interest; but the land so granted donated, or transferred to a province, municipality, or branch or subdivision of the Government shall not be alienated, encumbered, or otherwise disposed of in a manner affecting its title, except when authorized by Congress: Provided, further, That any person, corporation, association or partnership disqualified from purchasing public land for agricultural purposes under the provisions of this Act, may lease land included under this title suitable for industrial or residential purposes, but the lease granted shall only-be valid while such land is used for the purposes referred to.

SECTION 61. **The lands comprised in classes (a), (b), and (c) of section fifty-nine shall be disposed of to private parties by lease only and not otherwise**, as soon as the President, upon recommendation by the Secretary of Agriculture and Commerce shall declare that the same are not necessary for the public service and are open to disposition under this chapter. The lands included in class (d) may be disposed of by sale or lease under the provisions of this Act. *(Emphasis supplied)*

It is to be noted that it is the **DENR** which has the **exclusive jurisdiction** of the management and disposition of all lands of public domain and shall continue to be the sole agency responsible for classification, sub-classification, surveying and titling of lands in consultation with appropriate agencies, and its line bureau, the **Land Management Bureau**, through the Director of Lands, has the direct exclusive control of the survey, classification, lease, sale or any other form of concession or disposition and management of the lands of public domain.⁵

⁴ Sec. 2 (c).

⁵ <https://lmb.gov.ph/index.php/land-disposition/foreshore-and-reclaimed/lease>

The Land Management Bureau has provided the **REGULATORY JURISDICTIONS OF EACH AGENCY OVER FORESHORE AREAS**, which is reproduced as follows:

AGENCY	JURISDICTION/FUNCTION	LEGAL BASIS
DENR	<ul style="list-style-type: none"> over the survey and management of alienable and disposable public land, issuance of leases and permits & over matters of forestry, mining and environmental concerns issue permits and other instruments for the use of foreshore issue Environmental Compliance Certificate (ECC) 	<ul style="list-style-type: none"> C.A. No. 141/The Public Land Act Executive Order No. 192⁶
Department of Public Works and Highways (DPWH)	<ul style="list-style-type: none"> over cases involving construction and developments along foreshore areas approval of construction of permanent improvements in foreshore 	<ul style="list-style-type: none"> SECTION 66. The kind of improvements to be made by the lessee or the purchaser, and the plans thereof, shall be subject to the approval of the Secretary of Public Works and Communications, in case they are constructions or improvements which if by the Government, would properly have to be executed under the supervision of the Bureau of Public Works. (C.A. No. 141)
Philippine Ports Authority (PPA)	<ul style="list-style-type: none"> issuance of permit regarding construction of pier/port designate port zones 	<ul style="list-style-type: none"> Presidential Decree (P.D.) No. 857⁷
Bureau of Fisheries and Aquatic Resources (BFAR)	<ul style="list-style-type: none"> issues or cancels Fishpond Lease Agreements 	<ul style="list-style-type: none"> R.A. No. 8550/The Philippine Fisheries Code of 1998
Public Estates Authority now known as Philippine Reclamation Authority	<ul style="list-style-type: none"> responsible over activities pertaining to reclamation. 	<ul style="list-style-type: none"> E.O. No. 525⁸ E.O. No. 654⁹
Department of Tourism (DoT)	<ul style="list-style-type: none"> responsible over the development of an area as a tourism zone and marine reserves. 	<ul style="list-style-type: none"> R.A. No. 9593/The Tourism Act of 2009
Local Government Unit (LGU)	<ul style="list-style-type: none"> Regulate the use such as constructions and building activities covered by ordinances/Land Use Planning Prepare comprehensive land use 	<ul style="list-style-type: none"> R.A. No. 7160/The Local Government Code of 1991 Zoning Ordinance R.A. No. 8550/The

⁶ Providing for the Reorganization of the Department of Environment, Energy and Natural Resources, renaming it as the department of environment and natural resources, and for other purposes

⁷ Providing for the Reorganization of Port Administrative and Operation functions in the Philippines, revising Presidential Decree No. 505 dated July 11, 1974, creating the Philippine Port Authority, by Substitution, and for other purposes

⁸ Designating the Public Estates Authority as the agency primarily responsible for all reclamation projects

⁹ Further defining certain functions and powers of the Public Estates Authority

	<ul style="list-style-type: none"> plan <ul style="list-style-type: none"> ○ Zoning of foreshore lands within their territories ○ Establishment of fish refuge and sanctuaries 	Philippine Fisheries Code of 1998
Housing and Land Use Regulatory Board (HLURB)	<ul style="list-style-type: none"> ○ Approval of Land Use Plan and Zoning Ordinance of LGUs 	<ul style="list-style-type: none"> • E.O. No. 648¹⁰

From the foregoing, it can be inferred that the City Government of Cagayan de Oro’s jurisdiction in the application for foreshore lease agreements lies upon the City Ordinances covering the land use planning; preparation of comprehensive land use plan; zoning of foreshore lands within the City and establishment of fish refuge and sanctuaries.

As regards the Foreshore Lease Application of the GAMA Foods Corporation (“GAMA”), it has already complied with all the requirements per the CLENRO’s *Application for Foreshore Lease Agreement Evaluation*, namely the (1) letter-request addressed to the City Mayor for the issuance of LGU resolution; (2) latest tax declaration; (3) title of adjacent land; (4) real property tax clearance; (4) barangay resolution interposing no objection; (5) sketch plan; (6) site development plan; (7) DPWH Certification and (8) Philippine Ports Authority (PPA) Certification.

It is noteworthy to mention that all of the requirements were already completed and favorably endorsed by the CLENRO to the City Council last 23 January 2023, prior to Resolution No. 14581-2023, entitled “*A Resolution earnestly requesting the Department of Environment and Natural Resources Region-10 to suspend the processing of Foreshore Lease Application covering any and all areas from Barangay Lapasan to Barangay Bugo effective June 1, 2023.*”

Applying the principle of law on prospectivity, which means that the City Council resolution shall take effect upon its promulgation and only apply to future cases, it naturally follows that GAMA's application is not affected. This is because GAMA submitted their application prior to the enactment of the said resolution, and the request for suspension becomes effective on June 1, 2023.

On the other hand, any foreshore lease applications submitted after June 1, 2023, shall be temporarily suspended in accordance with City Council Resolution No. 14581-2023.

Therefore, given the above considerations and the Affidavit of Undertaking executed by GAMA, wherein it explicitly commits to vacate the property if it becomes part of the City Reclamation Project, at no cost to the City Government of Cagayan de Oro, this Office has no legal objections to the City Council interposing no objection to the Foreshore Lease Application of GAMA Foods Corporation, at the City Council’s sound wisdom and discretion.

Hoping to have addressed the observations/manifestations of the members of this Honorable Body on this matter.

Thank you.

Prepared by:



ATTY. KIRSTEN KATE F. CALVO, CPA
Attorney IV

Reviewed by:



ATTY. KENNETH O. TAMALA, MBA
City Legal Officer



May 11, 2023

HON. EDGAR S. CABANLAS

Office of the City Council
Committee on Subdivision & Landed Estate
City Hall, Cagayan de Oro City

TRANSMITTAL

Dear Sir,

Respectfully submitting herewith, for your perusal and consideration the following documents to wit;

1. Original Copy of Notarized Affidavit of Undertaking signed by Nelson T. Chang;
2. Original Copy of GAMA Board Resolution;

Request Acknowledgement Receipt hereof. Thank you.

Respectfully yours,


Kimberly B. Acuevas
Paralegal/ Compliance Officer

Main Office: National Highway, Baloy, Tablon, Cagayan de Oro City, Misamis Oriental 9000
Telephone No.: (088) 859-0692 / (088) 855-7963 **Telefax No.:** (088) 855-7964
Email: admin@gamafoodscorp.com

GAMA FOODS CORPORATION
BOARD RESOLUTION

WHEREAS, the Corporation authorizes Nelson T. Chang to sign any affidavit and all other documents in connection with the application for Foreshore Lease Agreement intended for the proposed Port Area and Palm Olien Storage Facilities, situated at Purok #10, Sitio Baloy, Barangay Tablon, Cagayan de Oro City.

WHEREAS, upon motion and unanimously seconded by members of the board present during the special board meeting held in the main office of the Corporation in Cagayan de Oro City on May 4, 2023 there being a quorum, a resolution is passed and duly approved, as follows:

1. The Corporation shall be represented by Nelson T. Chang in any and all of the processes to execute and deliver any instruments and/or documents relative to the above-said transactions;
2. That the Corporation authorizes the above-mentioned representative to sign any necessary documents pertinent to our application.

-----NOTHING FOLLOWS -----

WE hereby certify that the foregoing Resolution is an official act of the corporation.

Chief Operating Officer : MARK R. CHANG

Comptroller : ALYSSA C. RODRIGUEZ

Corporate Secretary : ALYANNA R. CHANG-LIM

SUBSCRIBED AND SWORN to before me this MAY 08 2023 in the City of Cagayan de Oro, Philippines. The signatories exhibited their respective Identification Cards with number _____ and _____, respectively.

Doc. No. 67
Page No. 14
Book No. VII
Series of 2023.


ATTY. LUZ DIANE G. LEGARA
Notary Public
Until December 31, 2024
RC-2023-108
Roll of Attorney's No. 67482
ISP OR No. 259811, Dec 22, 2022 (for 2023)
PTR No. 5569634, Jan 4, 2023
MCLE Exemption No. VII-BEP004239 dated 10 May 2022
Valid Until 14 April 2025
TIN: 730-724-157
3rd Floor ST. Gregory Building
6th-7th Sts., Nazareth
Cagayan de Oro City

AFFIDAVIT OF UNDERTAKING

I, **NELSON T. CHANG**, of legal age, Filipino and a resident of Cagayan de Oro City, after being sworn to in accordance with law, do hereby depose and say that:

- a. I am the President/Chief Executive Officer of GAMA Foods Corporation, a corporation duly established under the laws of the Philippines with business address at Baloy Tablon, National Highway, Cagayan de Oro City;
- b. That I am authorized by GAMA Foods Corporation to sign this Affidavit of Undertaking pursuant to a Board Resolution herein attached as Annex A;
- c. That GAMA Foods Corporation has submitted an Application for Foreshore Lease Agreement intended for its proposed Port Area and Palm Olein Storage Facilities situated at Purok #10, Sitio Baloy, Barangay Tablon, Cagayan de Oro City;
- d. That one of the requirements for the application is the City Council’s Resolution interposing no objection;
- e. That during the committee hearing last 28 April 2023 before the Reclamation Board Authority, the committee has positively endorsed the said Application;
- f. That with the said approval/endorsement by the Reclamation Board Authority, GAMA Foods Corporation undertakes to comply to vacate the property voluntarily covered by the Application for Foreshore Lease Agreement if the project of Cagayan de Oro City for reclamation will be hampered by GAMA Foods Corporation;
- g. That further, GAMA Foods Corporation will vacate the said property mentioned above at no cost to Cagayan de Oro City;
- h. That I execute this Affidavit of Undertaking for whatever legal purpose it may serve.

IN WITNESS WHEREOF, I have hereunto set my hand this 04 May 2023 at Cagayan de Oro City.

NELSON T. CHANG
Affiant
Driver’s License No. K03-75-000812

SUBSCRIBED AND SWORN TO before me this **MAY 08 2023** in Cagayan de Oro City, affiant exhibited to me his valid identification card stated below his name.

Doc. No. 62 ;
Page No. 13 ;
Book No. VII ;
Series of 2023.

ATTY. LUZ DIANE G. LEGARA
Notary Public
Until December 31, 2024
NC- 2023-108
Roll of Attorney’s No. 67482
IBP OR No. 259811, Dec. 22, 2022 (for 2023)
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Cagayan de Oro City



Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY ADMINISTRATOR

**cagayan
deOro**
city of golden friendship

REFERRAL/ENDORSEMENT

Date 23 January 2023

To **Mr. ARTURO S. DE SAN MIGUEL**
City Secretary, Office of the City Council

Re : The attached letter from **Engr. ARMEN A. CUENCA, MPA, EnP,**
CLENR Officer, requesting the issuance of a City Resolution Interposing
No Objection regarding the Foreshore Lease Application of GAMA
Foods Corporation.

Action : For appropriate action.
Desired


ATTY. ROY HILARIO P. RAAGAS
City Administrator





Republic of the Philippines
City of Cagayan de Oro
**CITY LOCAL ENVIRONMENT AND NATURAL
RESOURCES OFFICE**



1st ENDORSEMENT
January 20, 2023

Respectfully endorsed to **ATTY. ROY RAAGAS**, City Administrator- Cagayan de Oro City, herein attached documents for the Foreshore Lease Application of **GAMA FOODS CORPORATION**. We would like to request your good office to endorse the said document to the Office of the City Council for the issuance of CITY RESOLUTION INTERPOSING NO OBJECTION.

For your appropriate action.


ENGR. ARMEN A. CHENCA, MPA, EnP
CGDH II - CLENRO

OFFICE OF THE CITY ADMINISTRATOR CAGAYAN DE ORO CITY	
RECEIVED	
DATE: <u>1-29-23</u>	TIME: <u>9:25 AM</u>
CONTROL NO: _____	
RECEIVED NO: _____	



CLENRO, Roof Deck, City Hall Compound, Capistrano-Hayes Street, Cagayan de Oro City, Philippines
Tel. No. 857-5835/ 857-3158, E-mail: clenro.cdo@gmail.com

**cagayan
de Oro**
city of golden friendship



Republic of the Philippines
City of Cagayan de Oro
**CITY LOCAL ENVIRONMENT AND NATURAL
RESOURCES OFFICE**



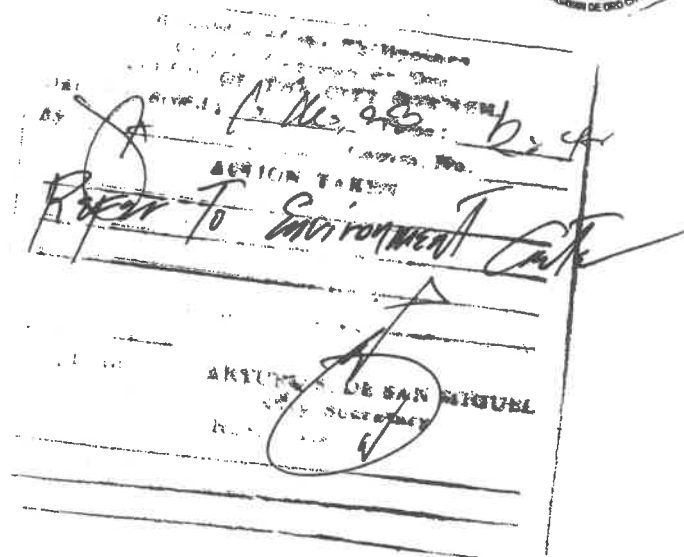
154-20

January 13, 2023

HON. EDGAR S. CABANLAS
Chairperson
City Reclamation Board
Cagayan de Oro City

Sir:

Greetings!



Respectfully endorsing herein attached document from the application of GAMA FOODS CORPORATION for the issuance of the LGU Resolution Interposing No Objection to form part of her application for Foreshore Lease Agreement located at Barangay Tablon, this city.

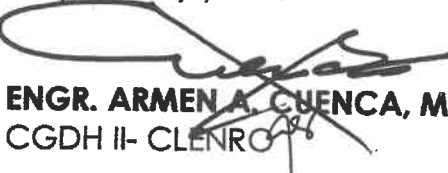
The Joint Inspection and Evaluation Team that composed of the technical staff from City Engineer's Office, City Assessment Department, City Planning and Development Office, City Agriculturist Office and City Local Environment and Natural Resources Office conducted inspection/verification in the subject area. Attached herewith is the inspection report of the evaluation team.

Further, the said proponent has already submitted and complied the documents necessary for their application.

Please note that the DENR-X CENRO-Initao must be requested to take part in the deliberation given that they are the agency responsible of approving foreshore lease applications.

For your information and appropriate action.

Respectfully yours,


ENGR. ARMEN A. CUENCA, MPA, EnP
CGDH II- CLENRO



CLENRO, Roof Deck, City Hall Compound, Capistrano-Hayes Street, Cagayan de Oro City, Philippines
Tel. No. 857-5835/ 857-3158, E-mail: clenro.cdo@gmail.com

**cagayan
de Oro**
city of golden friendship



EXCERPT FROM THE MINUTES OF THE 38TH REGULAR SESSION OF THE 20TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) ON MAY 15, 2023

MOTION NO. 26928-2023

MOTION TO DEFER ACTION FOR ONE (1) WEEK ON THE PROPOSED RESOLUTION NO. 2023-383 – *Interposing No Objection To The Foreshore Lease Application of the GAMA Foods Corporation, Covering A Parcel of Land with an Area of 3,987 Square Meters (Adjacent to Its Property Covered Under Lot 1-A-1-4-B-5-B-1, Title No. 137-2010000699, Lot 1-A-4-B-5-B-2, Title No. 137-2019008446, Lot 1-A-4-B-5-B-3, Title No. 137-2019008447), Located at Purok 10, Sitio Baloy, Barangay Tablon, this City; Subject to the Conditions Imposed by the City Local Environment and Natural Resources Office (CLENRO), City Engineer's Office, City Planning and Development Office (CPDO), and Other Government Agencies; AND TO REFER THE SAME TO THE CITY LEGAL OFFICE FOR REVIEW, COMMENT AND RECOMMENDATION*

It has been moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Roger G. Abaday, James K. Judith II and Romeo V. Calizo, to defer action for one (1) week on the Proposed Resolution No. 2023-383 – *Interposing No Objection To The Foreshore Lease Application Of The Gama Foods Corporation, Covering A Parcel Of Land With An Area Of 3,987 Square Meters (Adjacent To Its Property Covered Under Lot 1-A-1-4-B-5-B-1, Title No. 137-2010000699, Lot 1-A-4-B-5-B-2, Title No. 137-2019008446, Lot 1-A-4-B-5-B-3, Title No. 137-2019008447), Located At Purok 10, Sitio Baloy, Barangay Tablon, this City; Subject to the Conditions Imposed by the City Local Environment and Natural Resources Office (CLENRO), City Engineer's Office, City Planning And Development Office (CPDO), and Other Government Agencies; and to refer the same to the City Legal Office for review, comment and recommendation.*

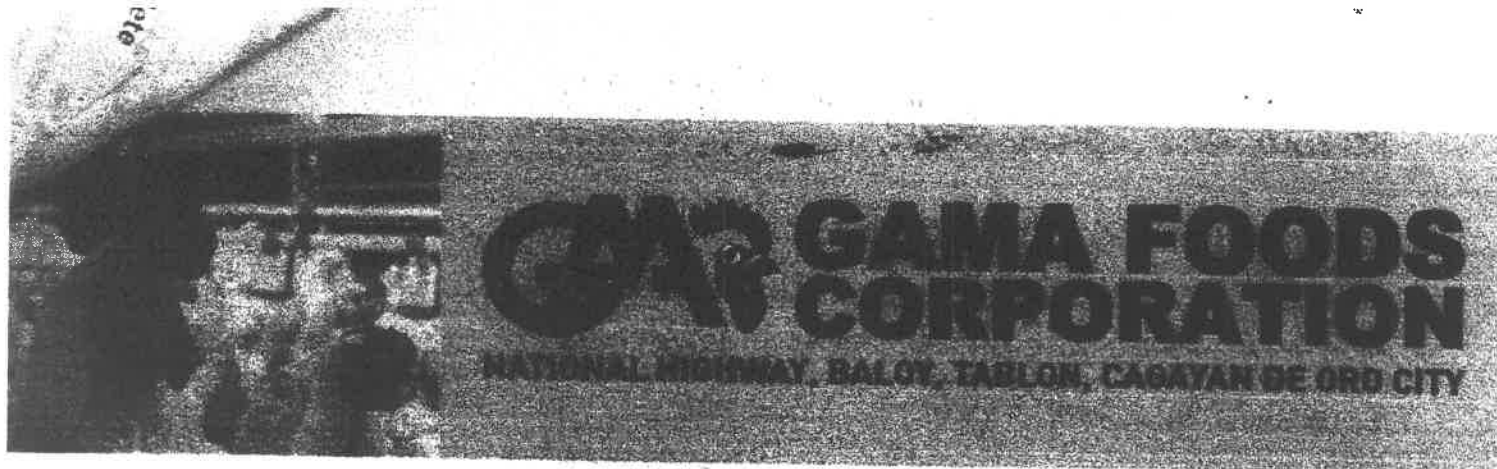
UNANIMOUSLY CARRIED.

<u>Present:</u>	1 st District:	- Councilor Agapito Eriberto G. Suan	- Councilor George S. Goking
		- Councilor Roger G. Abaday	- Councilor Romeo V. Calizo
		- Councilor Imee Rose P. Moreno	- Councilor Jose Pepe S. Abbu, Jr.
		- Councilor Jay R. Pascual	- Councilor Malvern A. Esparcia
	2 nd District:	- Councilor Yevonna Yacine B. Emano	- Councilor Edgar S. Cabanlas
		- Councilor Maria Lourdes S. Gaane	- Councilor Ian Mark Q. Nacaya
		- Councilor James K. Judith II	- Councilor Christian Rustico M. Achas
		- Councilor Joyleen Mercedes L. Balaba	- Councilor Suzette G. Magtajas-Daba
	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno

ADOPTED this 15th day of May 2023 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Excerpt.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY



Date : October 13, 2022

HON. ROLANDO A. UY
City Mayor of Cagayan de Oro City
59 Hayes St., Cagayan de Oro City

THRU : ENGR. ARMEN A. CUENCA
CLNR Officer

GLENRO
RECEIVED
DATE: 10/24/2022
TIME: 11:27 AM
CONTROL NO. *[Signature]*
BY: *[Signature]*

Dear Mayor Uy:

Greetings!

This refers to the application of Gama Foods Corporation for Foreshore Lease Agreement/Provisional Permit with areas located at Barangay Tablon, Cagayan de Oro City for the proposed Port Area and Palm Oil Storage Facilities.

In line with this, we humbly request for the issuance of LGU Resolution/Interposing No Objection to form part of our requirements for the application of Foreshore Lease Agreement/Provisional Permit to the concerned DENR Office.

Hoping for consideration on this request. For inquiries and scheduling of activity relative to the request, please feel free to contact Ms. Kimberly A. Suba-an with mobile number 09051424516.

For consideration/assistance of our request. Thank you.

[Signature]
ALYANNA R. CHANGLIM
Corporate Secretary

admin@gamafoods.com

(088) 859-0692 | (088) 855-7893

EXCERPT FROM THE MINUTES OF REGULAR SESSION OF BARANGAY COUNCIL OFFICIALS OF TABLON, CAGAYAN DE ORO CITY, HELD AT TABLON SESSION HALL ON JANUARY 10, 2022 AT 8:30 A.M.

PRESENT:



Billy Kid S. Auza	-	Punong Barangay
Romeo R. Bacarre	-	Barangay Kagawad
Giles S. Diagal	-	Barangay Kagawad
Angelo C. Pomar	-	Barangay Kagawad
Allan C. Magsayo	-	Barangay Kagawad
Rosaldo C. Yanga	-	Barangay Kagawad
Emmanuel S. Lusterio	-	Barangay Kagawad
Jonas AS. Gálvez	-	Barangay Kagawad
Suzanne R. Martil	-	SK Chairperson
Gina E. Capusay	-	IPMR
Ligaya P. Butalid	-	Barangay Treasurer
Dorita Y. Montaña	-	Barangay Secretary

NONE

RESOLUTION NO. 64-01-2022

RESOLUTION, APPROVING TO GRANT/CONSIDER THE REQUEST OF GAMA FOODS CORPORATION FOR THE ISSUANCE OF A BARANGAY COUNCIL RESOLUTION, INTERPOSING NO OBJECTION WITH REGARDS TO THEIR FORESHORE LEASE APPLICATION OF A PROPOSED PROJECT, SITUATED AT PUROK #10 SITIO BALOY BARANGAY TABLON, THIS CITY.

WHEREAS, there is presented during the Barangay Council regular session the necessity to grant/consider the request of GAMA FOODS CORPORATION, for the issuance of a Barangay Council Resolution, interposing No Objection with regards to their Foreshore Lease Application of a proposed project located adjacent to their area, situated at Purok #10 Sitio Baloy this Barangay, for consideration and approval;

WHEREAS, the proposed plan for the development of the applied area has been presented before the body with a distance of about 20 meters from the existing shoreline as allowed by the DENR;

WHEREAS, after mature and thorough deliberations made by the Council members, it was agreed to approve/grant the request of GAMA FOODS CORPORATION for the above-mentioned project, provided that said office will have to coordinate the matters to the Department of Public Works and Highways, this city;

WHEREFORE, on motion of Kagawad Angelo C. Pomar duly seconded by Kagawad Allan C. Magsayo, it was;

RESOLVED, as the Barangay Council of Tablon has hereby resolved, approving to grant/consider the request of GAMA FOODS CORPORATION for the issuance of a Barangay Council Resolution interposing No Objection with regards to their Foreshore Lease Application of a proposed project, located adjacent to their area, situated at Purok #10 Sitio Baloy Barangay Tablon, this city..

RESOLVED FURTHER, that copy of this resolution be furnished to GAMA FOODS CORPORATION & to all City Offices concerned for their information and appropriate action.

UNANIMOUSLY APPROVED.

Done this 10th day of January 2022 at Barangay Tablon, Cagayan de Oro City.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

DORITA Y. MONTAÑO
Barangay Secretary

ATTESTED BY:

BILLY KID S. AUZA
PUNONG BARANGAY



Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS & HIGHWAYS
REGIONAL OFFICE X
Engineers' Hill, Bulua, Cagayan de Oro City

CERTIFICATION

This is to certify that the lot applied for Miscellaneous Lease Agreement/Provisional Permit by GAMA Foods Corporation, having an area of 3,987 square meters, situated at Barangay Tablon, Cagayan de Oro City, Misamis Oriental, has overlapped the alignment of the proposed coastal road project (Construction of By-Pass and Diversion Roads, Cagayan de Oro Coastal Road) undertaken by this Office. However, based on the submitted designs and schedule of the proposed project by Gama Foods Corporation, it will not hamper nor affect the commencement and/or construction of the aforementioned DPWH proposed project.

This Certification is issued upon the request of Mr. Conrado M. Mahinay, Jr., CENR Officer, Community Environment and Natural Resources Office (CENRO), Department of Environment and Natural Resources (DENR). Further, this Department reserved its right to revoke the same when public interest so requires.

Issued this 3rd day of August 2022 at DPWH Regional Office 10, Bulua, Cagayan de Oro City.


ZENAÍDA T. TAN
Regional Director

March 04, 2022



MR. CONRADO M. MAHINAY, JR.
CENR Officer
Community Environment and Natural Resources Office-Initao
Jampason, Initao, Misamis Oriental

Dear Mr. Mahinay,

This is to respectfully furnish you with duly approved Certificate of No Objection dated 04 March 2022, relative to your Agency's letter-request received by this office on 01 March 2022 on the Foreshore Lease Application of the applicant:

<u>Applicant</u>	<u>Location</u>	<u>Area</u>	<u>Date of Inspection/Evaluation</u>
GAMA FOODS CORP.	Tablon, Cagayan de Oro City, Misamis Oriental	3,987 Sq.m.	Conducted ocular inspection on March 3, 2022

Thank you very much.

Very truly yours,


CLARO SAMUEL P. FONTANILLA
Division Manager, Engineering Services Division
PPA, PMO-MOC



ENDORSEMENT

This is to certify that the Engineering Services Division has conducted an ocular inspection last
March 3, 2022 On the land applied for by GAMA FOODS CORP.
 (Date of Inspection) (Name of Applicant)
 Containing an area of Three Thousand Nine Hundred Eighty Seven square meters, situated at
(3,987.00)
Tablon, Cagayan de Oro City, Mls. Or., in connection with the Miscellaneous Lease Application
 (Location)
 No. 2022-03-02 dated February 23, 2022 for For approval of It has been
Plan
 (state purpose)

Determined to be NOT WITHIN the Port Zone Delineation and may not be covered by its future port development of the next five (5) years.

Done this 4th day of March 2022 in Cagayan de Oro City.

CLARO SAMUEL P. FONTANILLA
 Engineering Services Division Manager

Paid under PPA OR No. : BP25-000000785383
 Date Paid: March 2, 2022
 Issued at Cagayan de Oro City

CERTIFICATION

This Authority, by virtue of PD 857, interpose NO OBJECTION to the afore-cited FLA inasmuch as this Office has no plans for future port development in the area applied for within the next five (5) years, provided that:

- The area applied for shall be subject to recall by Government when public interest so requires; and
- No port or port-related structure shall be constructed nor cargo handling activities be conducted at subject area without the prior clearance/approval of this Authority.

This Endorsement is issued subject to the existing Zoning Ordinances as well as other applicable local and national rules and regulations.

Done this 4th day of March 2022 in Cagayan de Oro City.

ISIDRO V. BUTASLAC, JR.
 Port Manager



PORT MANAGEMENT OFFICE OF MISAMIS ORIENTAL/CAGAYAN DE ORO
 Port Area, Macabalan, Cagayan de Oro City 9000, Philippines
 Tel No.: (088) 856-1284, Fax: (088) 856-4667
 Website: www.ppa.com.ph



Republic of the Philippines
City of Cagayan de Oro
**CITY LOCAL ENVIRONMENT AND NATURAL
RESOURCES OFFICE**



**APPLICATION FOR FORESHORE LEASE AGREEMENT
EVALUATION**

29.23

Application No.: 002-2022

Applicant : **GAMA FOODS CORPORATION**
Representative(if applicable) : **N/A**
Applicant's Address : **National Highway, Baloy, Tablon, Cagayan de Oro City**
Contact No./Email Address : **admin@gamafoodscorp.com**
Application Date Received : **October 24, 2022**
Location of the Applied Area : **Baloy, Tablon**
Area (hectares) : **3,987 sq. m.**
Purpose for Application : **Port Area and Palm Olein Storage Facilities**

REQUIREMENTS (***based on existing checklist of requirements)	COMPLIANCE		REMARKS
	YES	NO	
Letter request address to the City Mayor thru Engr. Armen A. Cuenca for the issuance of LGU Resolution	✓		
Latest Tax Declaration (City Assessor's Office)	✓		
Title of Adjacent Land	✓		
Waiver (if not the owner of the adjacent land)			
Real Property Tax Clearance (City Treasurer's Office)	✓		
Barangay Resolution Interposing No Objection	✓		
Sketch Plan of the applied Foreshore Area	✓		
Site Development Plan	✓		
Department of Works and Highways (DPWH)	✓		Overlapped with the alignment of the proposed coastal road project but the schedule and design submitted by GAMA will not hamper nor affect their project.
Philippine Ports Authority	✓		

RECOMMENDATION:

- ☒ Refer to City Reclamation Board.
☐ For approval subject to submission/compliance and verification.
☐ For re-evaluation/not recommended for approval

****For the issuance of CITY RESOLUTION OF NO OBJECTION**



Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY MAYOR

**cagayan
de Oro**
city of golden friendship

September 14, 2023

**THE HONORABLE PRESIDING OFFICER, and
THE HONORABLE MEMBERS OF THE SANGGUNIANG PANLUNGSOD, this City**

SUBJECT: REQUEST FOR THE GRANTING OF AUTHORITY TO THE UNDERSIGNED, TO REPRESENT THE CITY OF CAGAYAN DE ORO, IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE (LCE), TO ENTER INTO SIGN THE DATA SHARING AGREEMENT (DSA) TO BE ENTERED INTO BY AND BETWEEN THE LOCAL GOVERNMENT UNIT OF CAGAYAN DE ORO CITY AND THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT FIELD OFFICE 10 (DSWD FO-X), PERTAINING TO LISTAHAN 3, WHICH I HEREBY CERTIFY AS AN **URGENT LEGISLATIVE AGENDA.**

LADIES AND GENTLEMEN:

This refers to the need for the grant of authority to the undersigned, to represent the City Government of Cagayan de Oro, as the Local Chief Executive (LCE), to enter into and to sign the DATA SHARING AGREEMENT (DSA) with DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT FIELD OFFICE 10 (DSWD FO-X), represented by its Regional Director, RAMEL F. JAMEN, pertaining to Listahanan 3.

In this regard, we respectfully request the appropriate action of the August Body on this matter. A copy of the DSA is attached herewith for your perusal.

Thank you.

Truly yours,

ROLANDO A. UY
City Mayor

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY MANAGER
Date Received: 9/22/23 Time: 3:40 pm
By: [Signature]
[Signature] include in RS Agenda
[Signature]
Date: [Signature]
[Signature]



Republic of the Philippines
Cagayan de Oro City

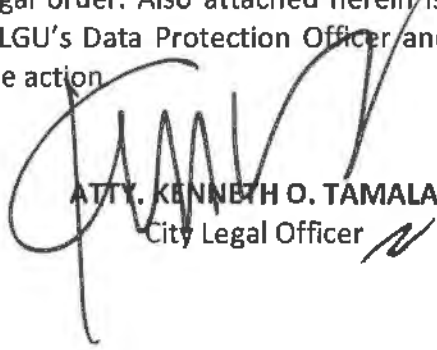
CITY LEGAL OFFICE


**cagayan
de Oro**
city of golden friendship

1ST INDORSEMENT

September 12, 2023

Respectfully returned to **ANECIA C. TIONGSON, RSW**, Acting CSWD Officer, this City, the herein attached draft Data Sharing Agreement ("DSA") to be entered into by and between the City Government of Cagayan de Oro and the Department of Social Welfare and Development Filed Office 10 ("DSWD FO-X"), Re: Listahan 3. After review, this Office finds the same to be in legal order. Also attached herein is the Executive Order for the Appointment of the LGU's Data Protection Officer and his alternate. For your information and appropriate action


ATTY. KENNETH O. TAMALA
City Legal Officer

RECEIVED
CITY OF CAGAYAN DE ORO
DATE 9/14/23 TIME 11:02
SIGNATURE 





Data Sharing Agreement

between the

Department of Social Welfare and Development (DSWD)

and the

City Government of Cagayan de Oro City

KNOW ALL MEN BY THIS PRESENTS:

This Memorandum of Agreement, hereinafter referred to as MOA or Agreement, made and entered into this ____ day of _____ by and between:

The **DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT (DSWD)**, a national government agency created and existing under the laws of the Republic of the Philippines with principal office address at Masterson Ave., Upper Carmen, Cagayan de Oro City herein represented by **RAMEL F. JAMEN** in his/her capacity as the **Regional Director**, and hereinafter referred to as **First Party**;

and

The **CITY GOVERNMENT OF CAGAYAN DE ORO**, a local government unit created and operating under the laws of the Republic of the Philippines with office address at Executive House, City Hall Compound, and duly herein represented by its City Mayor, **HON. ROLANDO "KLAREX" A. UY** and hereinafter referred to as **Second Party**;

WHEREAS, the Philippine Constitution declares that the State shall promote a just and dynamic social order that will ensure the prosperity and independence of the nation and free the people from poverty through policies that provide adequate social services, promote full employment, a rising standard of living, and an improved quality of life for all;

WHEREAS, the **First Party** is mandated under the Administrative Code of 1987 to provide a balanced approach to welfare whereby the needs and interests of the population are addressed not only at the outbreak of crisis but more importantly at the stage which would inexorably lead to such crisis, which strategy requires providing an integrated welfare package to its constituents on the basis of their needs and coordinating the service facilities required from such departments or agencies, governmental and non-governmental, which can best provide them;

WHEREAS, in order to fulfill its mandate and objectives, the Administrative Code of 1987 directs the **First Party** to formulate, develop and implement plans and projects in the field of social welfare and development, identify and deliver appropriate interventions, provide consultative and information services to institutions and organizations involved in social welfare activities;

WHEREAS, the **First Party** is mandated to assist other national government agencies (NGAs), local government units (LGUs), non-government organizations (NGOs), people's organizations (POs), and members of civil society in the implementation of programs, projects, and services that will alleviate poverty and empower disadvantaged individuals, families and communities to improve their quality of life;



WHEREAS, under Executive Order (EO) No. 867, signed on 09 March 2010, the **First Party** has further been mandated as the lead agency implementing the National Household Targeting System for Poverty Reduction (NHTS-PR), also known as Listahanan, to establish a system for identifying who and where the poor households are, maintain the system that will serve as repository of the data on poor households, update the data every four years, and share the data - especially to NGAs – which shall serve as basis in the selection of beneficiaries of social protection programs nationwide;

WHEREAS, the **Second Party** is mandated by Republic Act No. 7160 or the Local Government Code of 1991 which states that it shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, the **Second Party** shall implement the social protection programs and services defined in Annex A and be allowed secured access to Listahanan database maintained by the First Party;

WHEREAS, the feedback from the **Second Party** on the services and/or subsidies provided to the Listahanan-identified poor households is essential in strengthening the Project, and in monitoring proper utilization of shared data according to agreed purpose;

NOW THEREFORE, for and in consideration of the above premises, the **Parties** hereby agree as follows:

Definitions

For the purposes of this DSA, “data protection officer”, “data sharing”, “data subject”, “personal information”, “personal information controller”, and “processing”, shall have the same meaning as in Republic Act No. 10173 or the Data Privacy Act of 2012, and its Implementing Rules and Regulations:

- a. *Data Protection Officer* refers to the person accountable for ensuring compliance by the PIC or PIP with the Data Privacy Act, its IRR, related issuances of the National Privacy Commission, and other applicable laws and regulations relating to data privacy and security.
- b. *Data sharing* is the disclosure or transfer to a third party of personal data under the control or custody of a personal information controller.
- c. *Data subject* refers to an individual whose personal information is processed.
- d. *Personal information* refers to any information whether recorded in a material form or not, from which the identity of an individual is apparent or can be reasonably and directly ascertained by the entity holding the information, or when put together with other information would directly and certainly identify an individual.
- e. *Personal information controller* refers to a person or organization who controls the collection, holding, processing, or use of personal information, including a person or organization who instructs another person or organization to collect, hold, process, use, transfer, or disclose personal information on his/her behalf. The term excludes:





- (1) A person or organization who performs such functions as instructed by another person or organization; and
 - (2) An individual who collects, holds, processes, or uses personal information in connection with the individual's personal, family, or household affairs.
- f. *Processing* refers to any operation or any set of operations performed upon personal information including, but not limited to, the collection, recording, organization, storage, updating or modification, retrieval, consultation, use, consolidation, blocking, erasure or destruction of data.

Obligations of the First Party

The First Party shall:

1. Act as and have the duties and accountabilities of a personal information controller for all personal data processed by Listahanan;
2. Have in place reasonable and appropriate physical, technical and organizational measures intended to protect personal data up to the date of sharing with the Second Party, against accidental or unlawful destruction or accidental loss, alteration, unauthorized disclosure or access, as well as against any other unlawful processing;
3. Uphold the rights of the data subject in accordance with RA No. 10173 and relevant rules;
4. Have in place the required procedures or protocols so that any person or party acting under the authority of the First Party who have access to the personal data for sharing will respect and maintain the confidentiality and security of the personal data, and shall be obligated to process the personal data only on instructions from the First Party;
5. Process and share personal data with the Second Party in accordance with the Data Privacy Act, DSWD data sharing and privacy policies and guidelines, and the requirements specified in Annex A of this Agreement;
6. Provide the Second Party, when so requested, with information vital to the proper use and protection of the shared data, particularly on relevant stipulations under the Data Privacy Act and DSWD data sharing and privacy policies and guidelines;
7. Respond, within reasonable time, to information requests and complaints from data subjects concerning processing of the personal data by the Second Party to the extent reasonably possible and with the information reasonably available to it if the Second Party is unwilling and unable to respond;
8. Make available, upon request and following the procedures laid out in DSWD data sharing and privacy policies and guidelines, a copy of this Agreement to the affected data subjects; and
9. Provide the Second Party with a password that will be used to access encrypted Listahanan data; **Provided**, that only the Second Party, through its duly authorized staff, will use such password.

Obligations of the Second Party

The Second Party shall:

1. Act as and have the duties and accountabilities of a personal information controller for all personal data received from the First Party and covered under this Agreement;



2. Have in place appropriate physical, technical, and organizational measures to protect the personal data received from the First Party against accidental or unlawful destruction or accidental loss, alteration, unauthorized disclosure or access, as well as against any other unlawful processing;
3. Uphold the rights of the data subject in accordance with RA No. 10173 and relevant rules;
4. Receive and further process personal data from the First Party in accordance with RA No. 10173 and the data sharing and privacy policies and guidelines of the First Party, and for purposes described in Annex A;
5. Have the legal authority to give warranties and fulfill the undertakings set out in this Agreement;
6. Have in place the required procedures or protocols so that any person or party acting under the authority of the Second Party to have access to the personal data will be legally answerable to the Second Party to respect and maintain the confidentiality and security of the personal data, and shall be obligated to process the personal data only on instructions from the Second Party;
7. Not disclose or transfer the personal data to a third party, except those disclosures authorized by law, or provided that any such transfer or disclosure of personal data to be made by the Second Party to a third party personal information controller will be:
 - a. the sole responsibility of the Second Party as a personal information controller, and therefore, will no longer be the accountability or liability of the First Party;
 - b. compliant with the Data Privacy Act, its IRR and other relevant laws, and executed with adequate safeguards in place for the protection of personal data; and
 - c. covered by a separate agreement;
8. Have no reason to believe, at the time of entering into this DSA, in the existence of any laws that would have a substantial adverse effect on the guarantees provided for under this Agreement, and it will inform the First Party if it becomes aware of any such laws;
9. Identify to the First Party a designated data protection officer within its organization authorized to respond to information requests and complaints concerning processing of the personal data, and will cooperate in good faith with the First Party and the data subject concerning all such inquiries within a reasonable time;
10. Allow the First Party to inspect the Second Party's data processing facilities, data files and documentation needed for processing to ascertain compliance with the warranties and undertakings in this DSA;
11. Provide the First Party with information necessary for the sharing of personal data, including but not limited to specific data requirements, processes to be applied to the personal data, timeframe as to when the said data will be needed, and the list of names of the staff and respective position titles who will be authorized to access Listahanan data;
12. Submit periodic feedback report to the First Party detailing how the shared Listahanan data was utilized; and
13. Indemnify the First Party against all costs, claims, damages, or expenses incurred by the First Party or for which the First Party may become liable due to any failure by the Second Party or its employees, subcontractors or agents, and any other party receiving the personal data from the Second Party, to comply with the obligations under this Agreement.



General Provisions

1. The Parties agree that the provisions of RA No. 10173 shall be considered read into this Agreement and that the same principles of transparency, legitimate purpose, and proportionality shall govern the implementation of this Agreement.

Each party shall be liable for the violation of pertinent provisions of RA No.10173 and may be penalized as stipulated in Sections 25-37, Chapter VIII of the Act.

2. The Parties agree that a data subject shall have the right to enforce his or her rights as stipulated in RA No. 10173 against either Party, for their respective breach of their contractual obligations, with regard to the data subject’s personal data. In cases involving allegations of breach by the Second Party, the data subject must first directly enforce his or her rights against the Second Party. If the Second Party does not take appropriate action within a reasonable period (which under normal circumstances would be one month) the data subject may then request the First Party to take appropriate action to enforce his or her rights against the Second Party.
3. This DSA shall automatically be deemed terminated upon availability of the results of the 4th nationwide Listahanan assessment. Either party may also be entitled to terminate the MOA in the event of any breach of obligations under the same. The parties agree, however, that the termination of the Agreement at any time, in any circumstances and for whatever reason, does not exempt them from the obligations and/or conditions under the clauses as regards the processing of the personal data transferred.

In the event of termination of this DSA, the Second Party must ensure that the shared Listahanan data will be kept confidential and will not be actively processed for any purpose.

Breach of any clause of this Agreement, and provisions of the data sharing and privacy policy and guidelines of the First Party shall mean the immediate termination of the DSA and the blacklisting of the Second Party from further usage of any data from the Listahanan.

4. The DSWD or the First Party shall have the right to file the appropriate legal action in accordance with the provisions of the Data Privacy Act of 2012 in instances where pertinent data breach is committed by the Second Party whether intentional or unintentional.

Penalties shall be imposed for data breaches committed by officials and employees as prescribed under Chapter VIII, Sections 25 to 37 of the Data Privacy Act upon the declaration of a competent court that data privacy rights were violated.

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be signed in their respective names in _____, Republic of the Philippines, as of the day and year written above:

For the Department of Social Welfare and Development (DSWD)		For the SECOND PARTY (Specify the Name)
RAMEL F. JAMEN		ROLANDO A. UY
(First Party Personal Information Controller)		(Second Party Personal Information Controller)





Signed in the Presence of:

ROSEMARIE P. CONDE		
(Designated Data Protection Officer)		(Designated Data Protection Officer)

ACKNOWLEDGMENT
REPUBLIC OF THE PHILIPPINES)
_____)S.S.

BEFORE ME, a Notary Public for and in the above jurisdiction, personally appeared the following:

NAME	VERIFIED EVIDENCE OF IDENTITY	DATE/PLACE ISSUED
RAMEL F. JAMEN	_____	_____
ROLANDO A. UY	_____	_____

known to me to be the named persons who executed the foregoing instrument and acknowledged to me that the same is their own free will and voluntary act and deed.

This instrument consists of six (6) pages including this page wherein this Acknowledgment is written, and is signed by the parties and their instrumental witnesses on each and every page hereof.

WITNESS MY HAND AND SEAL, this ____ day of _____ 20__ at _____
Philippines.

NOTARY PUBLIC

Doc. No. ____:
Page No. ____:
Book No. ____:
Series of 20__





ANNEX A

(Please accomplish this form accurately and exhaustively. Do not be limited by the spaces provided. You may use additional sheets if necessary.)

DESIGNATED DATA PROTECTION OFFICERS

First Party	Second Party
ROSEMARIE P. CONDE	
(Name)	(Name)
OIC- Assistant Regional Director for Administration	
(Position)	(Position)
(Name)	(Name)
(Position)	(Position)

PURPOSE OF THE DATA SHARING AGREEMENT

The data is shared for the following social protection programs, services or activities (Please provide detailed information):

- 1. Social Pension for Indigent Solo Parents
- 2. Social Pension for Indigent Persons and Children with Disability
- 3. Issuance of Certification of Family Income within the Poverty Threshold for Electric Utility Lifeline Coverage
- 4. Social Pension for Senior Citizens
- 5. Livelihood Assistance
- 6. Educational Assistance
- 7. Socialized Housing
- 8. City Scholarship
- 9. Other Services and Activities that may require low-income eligibility requirements.

DATA SUBJECTS

The data shared concern the following data subjects (Please specify)¹:

- 1. Poor Households (including unemployed & self-employed)
- 2. Poor Children
- 3. Poor Senior Citizens
- 4. Poor PWDs
- 5. Poor Women
- 6. Poor Farm Workers, foresters, and fisherfolks
- 7. Urban Poor
- 8. Poor Solo Parents
- 9. Persons/ Families belonging to the Indigenous People
- 10. Internally Displaced Households
- 11. Former Rebel

¹ Examples of data subjects: a. Poor households; b. Poor children; c. Poor senior citizens; d. Poor persons with disability; e. Poor women; f. Poor farm workers, foresters and fisher folks; and g. Urban Poor



**DATA REQUIREMENTS**

(Please check the Listahanan data needed and provide information on how each will be used or processed):

✓	DATA SETS ²	HOW DATA WILL BE USED OR PROCESSED
✓	1. Address	*Information Dissemination for posting and Disaggregated data for profiling
✓	2. Household Member Information	
✓	a. Last Name, First Name, Middle Name and Extension Name	
✓	b. Age	
✓	c. Sex	
✓	d. Marital Status	
✓	e. Relationship to household head	
✓	3. Housing Condition	*Verification for Indigency Certificate issuance *Recommendation for Socialized Housing *Referral to partner agencies for assistance (ex. Infra related)
✓	a. Type of building/house occupied	
✓	b. Type of construction materials of the roof of housing units occupied	
✓	c. Type of construction materials of the outer walls of housing unit occupied	
✓	d. Tenure status of the housing unit and lot occupied	
✓	e. Access to electricity	
✓	f. Ownership of assets	
✓	4. Health	*Social Welfare & Health Intervention programs *Referral to partner agencies for assistance (ex. Infra related)
✓	a. Access to sanitary toilet facility	
✓	b. Access to safe water source	
✓	c. Attending health facility	*Educational Assistance *Employment referral & Skills Training
✓	5. Education	
✓	a. Attending school	
✓	b. Highest educational attainment	*Livelihood Capital Assistance *Employment referral & Skills Training
✓	6. Labor and Employment	
✓	a. Type of primary occupation/business reported	
✓	b. Class of worker	*Social Pension for marginalized Sectors *Social Welfare Intervention Programs
✓	c. Nature of employment	
✓	7. Others	
✓	a. Cause of displacement experienced	
✓	b. Indigenous people group	
✓	c. Household member working abroad	
✓	d. Programs and services received	
✓	e. Solo parent	
✓	f. Type of functional difficulty	
✓	g. Senior Citizen	
✓	h. Person and Children with Disability	
✓	i. Former Rebel	

² For other data requirements, please specify.



EXECUTIVE ORDER NO. 259
Series of 2023

"AN ORDER APPOINTING A DATA PROTECTION OFFICER PURSUANT TO REPUBLIC ACT NO. 10173 OTHERWISE KNOWN AS THE DATA PRIVACY ACT OF 2012 AND FOR OTHER PURPOSES"

WHEREAS, Republic Act No. 10173 otherwise known as the "Data Privacy Act of 2012" ("DPA") and its implementing rules and regulations was enacted for the purposes of protecting personal information and sensitive personal information;

WHEREAS, pursuant to the DPA, the National Privacy Commission ("NPC") was established;

WHEREAS, by virtue of the DPA and its IRR, the NPC requires all personal information controllers/processors including all Local Government Units ("LGU") to appoint a Data Protection Officer and/or Compliance Officer for Privacy;

NOW, THEREFORE, I, HON. ROLANDO "Klarex" A. UY, City Mayor of Cagayan de Oro, by virtue of the power vested in me by law, hereby appoint the following:

SECTION. 1. DATA PROTECTION OFFICER ("DPO"):

ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer
City Legal Office

ALTERNATE DATA PROTECTION OFFICER ("ADPO"):

MR. ZELFRED ANTHONY T. COCON
Acting Department Head
City Management Information System and Innovations
Department

SECTION. 2. DUTIES AND FUNCTIONS OF THE DPO/ADPO:

- a. Have adequate access to personal data its storage, system and related incidents relative to processing of personal information and sensitive personal information.
- b. To monitor and insure compliance to the DPA, its IRR, NPC issuance and related laws and policies including:
 - i. Investigate and collect information to identify the processing operations, activities, measures, projects, programs, or systems of the LGU and keep records thereof through the Secretariat;

- ii. Analyze, review and check the compliance of processing activities, such as security clearances and compliance by third-party service providers of LGU;
- iii. Inform, advise and issue recommendations to the City Mayor relative to the DPA;
- iv. Ascertain renewal of accreditation or certification necessary to maintain the required standards in personal data processing;
- v. Ensure awareness on privacy and data protection within the LGU; and
- vi. Whenever necessary, advise the City Mayor to execute a Data Sharing Agreement or related document with third parties.
- c. Ensure conduct of activities, measures, projects, programs or systems by the LGU required by the NPC.
- d. Advise the City Mayor and the relevant Department/Office in regard to data breach, security incidents, complaints and/or exercise by the data subjects of their rights.
- e. Take action in coordination with the relevant Department/Office
- f. Granted independence in the performance of the functions as DPO/ADPO and accorded significant degree of autonomy in the performance thereof.
- g. Ensure proper data breach and security incident management by the LGU and relevant Department/Office including submission to the NPC of reports and attachments.
- h. Serve as the contact person of the LGU vis-a-vis data subjects, the NPC and other authorities in all matters concerning data privacy or security issues or concerns.
- i. Recommend a nominee for appointment of each City Office/Department's Compliance Officer for Privacy ("COP") to the City Mayor.
- j. Such other duties and functions as the exigency of the public service requires.

SECTION. 3. SECRETARIAT. The City Management Information System and Innovations Department shall act as the Secretariat of the DPO/ADPO and headed by **MS. MARY JOY M. MECA-VILLARIN**. The concerned employees of the CMISID shall act as the support staff of the Secretariat which shall perform its administrative functions and such other functions as the DPO/ADPO or the City Mayor may assign.

SECTION. 4. FUNDING SUPPORT. The DPO/ADPO and its Secretariat shall be supported from funds to be taken from budget of the City Mayor' Office, CMISID and/or as may be provided by ordinance.

SECTION. 5. MEETINGS. The DPO/ADPO may call the Secretariat, COPs and pertinent Offices for a meeting.

SECTION. 6. COMPLIANCE OFFICER FOR PRIVACY. Each Department or Office of the CDOC shall nominate an employee with permanent status as its Compliance Officer for Privacy and submit the same to the DPO/ADPO. The COP shall act as the deputy of the DPO/ADPO in their respective office.

SECTION. 7. SEPARABILITY CLAUSE. If any part or section of this Order is held unconstitutional or invalid, the other sections or provisions not otherwise affected shall remain in full force or effect.

SECTION. 8. REPEALING CLAUSE. All orders, rules and regulations, issuance or any part thereof inconsistent with the provisions of this Order are hereby repealed, amended or modified accordingly.

SECTION. 9. EFFECTIVITY. This Executive Order shall take effect immediately.

SO ORDERED.

DONE this Sept 12, 2023 at Cagayan de Oro City, Philippines.

ROLANDO A. UY
City Mayor

K





Republic of the Philippines
CITY OF CAGAYAN DE ORO
City Hall, Ground Floor, New Building
Tel. No. 858-6325

**cagayan
de Oro**
city of golden friendship

CITY SOCIAL WELFARE AND DEVELOPMENT DEPARTMENT

July 26, 2023

ATTY. KENNETH O. TAMALA, MBA

City Legal Officer

Cagayan de Oro City

Sir:

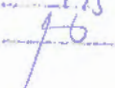
Greetings!

We respectfully endorse the draft of Data Sharing Agreement (DSA) to be entered into by and between the City Government of Cagayan de Oro and the Department of Social Welfare and Development Field Office 10(DSWD FO-X), Re: Listahanan 3, for your review and legal opinion.

Thank you.

In Service,


ANECIA C. TONGSON, RSW
Acting CSWD Officer 

DATE: 26 JUL 2023
TIME: 1:15
BY: 



15 September 2023

**THE HONORABLE PRESIDING OFFICER and
THE HONORABLE MEMBERS OF THE SANGGUNIANG PANLUNGSOD,**
This City

SUBJECT: URGENT REQUEST FOR AN ORDINANCE AUTHORIZING CITY MAYOR ROLANDO "KLAREX" A. UY TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE CITY GOVERNMENT OF CAGAYAN DE ORO AND THE EL OBSERVATORIO DE MANILA, REPRESENTED BY ITS DIRECTOR, FR. JOSE RAMON T. VILLARIN, SJ, FOR THE PURPOSE OF RESEARCH COLLABORATION ON TROPICAL METEOROLOGY, WEATHER FORECASTING, AND CLIMATE PROJECTIONS IN THE PHILIPPINES.

LADIES AND GENTLEMEN:

This pertains to the desire of the City Government and the El Observatorio de Manila (MO), a non-stock, non-profit research institution serving the science apostolate of the Society of Jesus in the Philippines, to establish a research collaboration on tropical meteorology, weather forecasting, and climate projections in the Philippines. This is beneficial to the City considering that such collaboration will result to the use of Automated Weather Stations (AWS), from which, the data therefrom will be used for research purposes and will serve as an early warning system.

In addition, the above-mentioned MOA has been thoroughly reviewed by the City Legal Office, which interposes no objection thereto.¹

For this reason, I am respectfully requesting the appropriate action of the Honorable Body, signified as *urgent*, authorizing the undersigned to enter into and sign the MOA between the City Government of Cagayan de Oro and the El Observatorio de Manila (MO), for the purpose of research collaboration on tropical meteorology, weather forecasting, and climate projections in the Philippines.

Hoping for your favorable and prompt response on this request.

Thank you

Truly yours,

ROLANDO "Klarer" A. UY
City Mayor

K

HON. JOCELYN B. B. RODRIGUEZ
CITY VICE MAYOR

or

Tham,
CERTIFIED URGENT
by the Hon
City Mayor

¹ Please see herein-attached legal opinion dated 13 September 2023 for your reference.

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement made and entered into by and among:

EL OBSERVATORIO DE MANILA, a non-stock, non-profit research institution serving the science apostolate of the Society of Jesus in the Philippines, with principal address at Ateneo de Manila University Campus, Katipunan Avenue, Loyola Heights, Quezon City, Metro Manila, represented by its Director, **FR. JOSE RAMON T. VILLARIN SJ**, and hereafter referred to as "**MO**";

and

The **CITY GOVERNMENT OF CAGAYAN DE ORO**, a local government unit organized and existing by virtue of its Charter under Republic Act No. 521 and Republic Act No. 7160, otherwise known as the Local Government Code of 1991, with office address at City Hall, Cagayan de Oro City, duly represented herein by its Local Chief Executive, **HON. ROLANDO A. UY**, hereinafter referred to as the "**LGU CDO**";

For purposes of this agreement, each of **MO** and **LGU-CDO** is referred to as a "Party", and collectively as "Parties".

- WITNESSETH -

WHEREAS, **MO** and **LGU-CDO** has entered into a memorandum of understanding where both parties desire to establish a research collaboration on tropical meteorology, weather forecasting, and climate projections in the Philippines;

WHEREAS, automated weather stations (AWS) have to be located in agricultural and urban areas in the country to take measurements for research purposes and early warning system;

WHEREAS, both **MO** and **LGU-CDO** will need the data from AWS as these ground-based instruments provide essential meteorological observations.

NOW THEREFORE, for and in consideration of the foregoing, the Parties hereby agree, as follows:

A. RESPONSIBILITIES OF THE PARTNERS

1. **MO** shall perform the following:

- a) Provide appurtenant training, remotely or thru other means, to **LGU-CDO** where applicable in the use and maintenance of the AWS;
- b) Repair and/or replace worn-out or non-functioning AWS unit as deemed necessary;
- c) Schedule regular visits to the AWS sites to ensure physical functionality and as part of monitoring activities;
- d) Work in collaboration with **LGU-CDO** in creating value for communities grounded on the information gathered from the various AWS sites.

2. **LGU-CDO** shall perform the following:

- a) Host, maintain, and provide security to the AWS unit which is inside the premises of the City Hall Building of **LGU-CDO**;
- b) Provide engineering and technical support in the installation of the AWS unit if

warranted, such as, but not limited to, arranging the physical setup (mounting hardware); providing electric power and internet connectivity for data transmission; and conducting regular weekly or biweekly physical inspection of the AWS unit;

c) Provide security and access to the **MO** representative for the regular physical inspection of the AWS unit and such other times as may be deemed necessary;

d) Bear the expenses for repairs and/or replacement due to damage or loss of the AWS in case of theft or sabotage that occurs within the premises of Host Sites.

B. OWNERSHIP OF AWS AND POSSESSION OF DATA

1. Each Party shall, at all times, be deemed the owner of the respective AWS procured by the party under this Agreement.
2. **LGU-CDO** only has the right to temporarily retain physical possession of the AWS for and on behalf of **MO** for the units owned by **MO**, and the right to use of the weather forecasts obtained therefrom, as disseminated by **MO**, provided that such rights are exercised in accordance with this Agreement.
3. **LGU-CDO** shall have access rights to the AWS data and AWS partner sites for the duration of this Agreement.

C. INTELLECTUAL PROPERTY RIGHTS

- a. Parties acknowledge that the rights for the results of the Collaborative Research will be subject to governmental control under the "An Act of Prescribing the Intellectual Property Code and Establishing the Intellectual Property Office, Providing for Its Powers and Functions, and for Other Purposes" (also known as the Intellectual Property Code of the Philippines) and similar legislation.
- b. Any material, report, or publication arising from the activities undertaken by virtue of and pursuant to this Agreement shall clearly establish and identify the name of **LGU-CDO** and **MO** as the source of information;
- c. No Party is entitled to use, copy or in any manner exploit the copyrights or trademarks or other intellectual property of the other Party/ies without the prior written consent of the latter. Further, each Party hereby acknowledges that it will not acquire any rights in the copyrights, trademarks and other intellectual property of the other and shall exercise reasonable care to avoid any action which would diminish or jeopardize the goodwill and reputation associated with the copyrights, trademarks or other intellectual property of the other parties. The Parties also recognize the validity and enforceability of these rights and shall not dispute nor challenge the same at any time.

D. REPRESENTATIONS AND WARRANTIES

1. **MO** hereby represents and warrants to **LGU-CDO** the following:
 - a. It has, upon its delivery to **LGU-CDO**, valid and subsisting title and ownership over the AWS to be installed in the premises of **LGU-CDO** Host Sites and AWS partner sites;
 - b. It possesses full power and authority to enter into this Agreement and has taken all the necessary actions to authorize the entry into, performance, and delivery of, this Agreement, and the transactions contemplated thereby;
 - c. This Agreement and the consummation of the transactions contemplated herein are its legal, valid, binding and enforceable obligations;
 - d. It has not failed to disclose any material fact that may affect the performance of its obligations under this Agreement. A material fact is defined as one where, had

LGU-CDO known of such fact either during the negotiation or at any time during the effectivity of this Agreement, would not have entered into this Agreement;

- e. The entry into and the performance by it of this Agreement do not and will not conflict with or result in the violation of or trigger a default under:
 - 1. any law, order, rule, or regulation applicable to it;
 - 2. any provision of its Articles of Incorporation and By-Laws; or
 - 3. any agreement, contract, or instrument binding upon it or any of its assets, real or personal.

2. **LGU-CDO** hereby represents and warrants the following:

- a. It has valid, indefeasible, absolute, and subsisting title, ownership, right and/or control over the locations where the AWS will be installed;
- b. It possesses full power and authority to enter into this Agreement and has taken all the necessary actions to authorize the entry into, performance, and delivery of, this Agreement, and the transactions contemplated thereby;
- c. It has not failed to disclose any material fact that may affect the performance of its obligations under this Agreement. A material fact is defined as one where, had **MO** known of such fact either during the negotiation or at any time during the effectivity of this Agreement, **MO** would not have entered into this Agreement; and
- d. This Agreement and the consummation of the transactions contemplated herein are its legal, valid, binding and enforceable obligations;
- e. The entry into and the performance by it of this Agreement do not and will not conflict with or result in the violation of or trigger a default under:
 - 1. any law, order, rule, or regulation applicable to it; or
 - 2. any provision of its institutional mandate and mission; or
 - 3. any agreement, contract, or instrument binding upon it or any of its assets, real or personal.

E. EFFECTIVITY

- a. This Agreement shall take effect from the date of its execution by the parties and shall remain effective for a term of five (5) years unless sooner terminated by any Party, and may be renewed by mutual agreement of the Parties. Either Party may serve a written notice of its intention to renew this Agreement at least thirty (30) days prior to its expiration.
- b. Either Party may terminate this Agreement, without any liability, for any cause, after written notice to the other Party at least thirty (30) days prior to the effectivity of such termination.
- c. Default shall automatically take place upon a material breach by a Party of any of the terms, conditions, covenants, representations or warranties stipulated in this Agreement, and such Party shall have failed to remedy the same within fifteen (15) days from receipt of a written notice requesting a cure of the same from the non-breaching Party. Either Party may, without any liability, immediately terminate this Agreement upon the occurrence of a default, such termination to take effect upon service of a written notice to that effect.

F. FORCE MAJEURE

- a. Neither party shall be responsible for any failure to perform or delay due to causes beyond its reasonable control which are unforeseeable, unavoidable or their origin is not due to negligence or lack of care. Such causes shall include acts of God, sabotage, floods, epidemics, quarantine restrictions, accidents, typhoons, labor

dispute not directed solely at a Party, acts of a public enemy, wars or revolutions, riots, freight embargoes, fire, explosions, strikes which are widespread, orders, restraints or prohibitions by any government authority, and other causes analogous or similar to the foregoing, hereafter known as force majeure ("Force Majeure").

- b. In such case, a Party shall be excused from the timely performance of the entirety or part of its obligations as applicable during the pendency of such Force Majeure, provided that the relief granted by this Section shall be available only if, and to the extent that, the Party claiming relief has and continues to take all steps within its control to mitigate the effects of such Force Majeure
- c. A Party shall not be liable for damages to the other Party if such Party's liability to perform the obligations provided in this Agreement is due to Force Majeure.

G. CONFIDENTIALITY

- a. Each Party hereby agrees to keep any Confidential Information, as defined herein, strictly confidential, and agrees not to disclose such information to a third party without the prior written consent of the other Party.

Parties agree that the research collaboration may involve the disclosure of certain confidential information of the Parties respectively. For the purpose of this Agreement, the term "Confidential Information" refers to any and all information but not limited to information pertaining to research activities, documents, data, technical information or any other information, collectively referred to as "Information" whether oral, written, visual, or otherwise, or hard or electronic soft copy, which:

- 1. in the case of a tangible disclosure, is marked as "Confidential" or "Proprietary" or which other words of similar import; or
- 2. in the case of an oral or visual disclosure, the other Party identifies such disclosure as being confidential concurrent with the oral or visual disclosure and such information has been confirmed and designated in writing as confidential within 30 days after its disclosure.

However, this excludes the following:

- 1. Information which, at the relevant time, is in the public domain, or becomes generally known in the industry or to the public, other than as a result or a breach of this confidentiality undertaking;
 - 2. Information which, the recipient can establish to have been known to it at the relevant time, and not acquired directly or indirectly from the other Party; or
 - 3. Information which, becomes available to the recipient from any third person, the disclosure of which does not constitute a breach of any agreement or legal obligation which such third person has with a Party.
- b. Subject to government and regulatory disclosure requirements, the Parties likewise covenant and undertake to each other to keep, and shall at all time cause its and its affiliate directors, officers, employees, agents, representatives, and advisors (including without limitation, financial advisors, legal counsel, and auditors) to keep, any Confidential Information in the strictest confidence, and not to use the same for any purpose other than in connection with the performance of its responsibilities under this Agreement.
 - c. These confidentiality provisions shall survive the termination of this Agreement for a period of two years.

H. MISCELLANEOUS PROVISIONS

- a. No modification, amendment or waiver of this Agreement shall be effective unless it is in writing and signed by the authorized representatives of both parties.
- b. This Agreement or any of the rights and responsibilities herein may not be assigned by any party without the prior written consent of the other party;
- c. Any issues that may arise out of or in connection with this Agreement during the research collaboration shall be agreed and resolved through negotiation and discussion in good faith between the Parties.
- d. All issues and differences that failed to be resolved through negotiation and discussion will be finally settled under the laws and regulations of the Republic of the Philippines. The proper courts of the City of Cagayan de Oro to the exclusion of all other courts, shall have exclusive jurisdiction to entertain any suit arising out of or in connection with this Agreement. The award shall be final and binding on both Parties.
- e. This Agreement shall be governed by and construed in accordance with the laws of the Republic of the Philippines.
- f. This Agreement may be signed in counterparts. Any counterpart or set of counterparts duly signed by the parties shall constitute one and the same agreement.
- g. Each Party agrees not to publish, display or distribute any advertising or notices using the other Party's name and/or logo without having first obtained the written approval of such other Party. Each Party agrees to comply with all directions given by the other Party in relation to the use of such other Party's name or logo or any other material in respect of which such other Party has intellectual property rights.
- h. Both Parties mutually acknowledge and agree that they have no right or title in or to any of the other Party's names, trade names, marks, trademarks and service marks.
- i. In the exercise of their rights and compliance with their obligations under this Agreement, the Parties shall observe and comply with the Data Privacy Act of 2012, its implementing rules and regulations as well as all issuances of the National Privacy Commission.

IN WITNESS WHEREOF, the Parties have hereunto affixed their signatures this ____ day of September 2023 at Quezon City and Cagayan de Oro City.

EL OBSERVATORIO DE MANILA

**LOCAL GOVERNMENT UNIT-
CAGAYAN DE ORO CITY**

By:

By:

FR. JOSE RAMON T. VILLARIN SJ
Executive Director

HON. ROLANDO "KLAREX" A. UY
City Mayor

Witnesses:

SHERDON NIÑO Y. UY, PHD
Head, Data and Sensor Development Laboratory

NICK A. JABAGAT
Department Manager, City Disaster Risk Reduction and Management Department – LGU CDO

REV. FR. JOSE MARIO C. FRANCISCO SJ, PHD
Trustee, El Observatorio de Manila, Inc.

FIRST ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
_____) S.S.

BEFORE ME, a Notary Public for and in _____ on this _____ day of _____ personally appeared:

Name	CTC No./ Competent evidence of identity	Place/Date of Issue
------	--	---------------------

Fr. Jose Ramon T. Villarin SJ

who was identified by me through competent evidence of identity to be the same person who executed the foregoing document consisting of _____ pages including the page where this acknowledgement is written, and she acknowledges to me that the same is her true and voluntary act and deed and that of the principal she represents.

IN WITNESS WHEREOF, I have hereunto signed and affixed my notarial seal at the place and on the date first above written.

Doc. No. _____.
Page No. _____.
Book No. _____.
Series of _____.

SECOND ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
_____) S.S.

BEFORE ME, a Notary Public for and in _____ on this _____ day of _____ personally appeared:

Name	CTC No./ Competent evidence of identity	Place/Date of Issue
------	--	---------------------

who was identified by me through competent evidence of identity to be the same person who executed the foregoing document consisting of _____ pages including the page where this acknowledgement is written, and he acknowledges to me that the same is his true and voluntary act and deed and that of the principal he represents.

IN WITNESS WHEREOF, I have hereunto signed and affixed my notarial seal at the place and on the date first above written.

Doc. No. _____.
Page No. _____.
Book No. _____.
Series of _____.



Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY MAYOR

**cagayan
de Oro**
city of golden friendship

22 September 2023

HON. JOCELYN B. RODRIGUEZ

Vice Mayor
Presiding Officer, City Council
Cagayan de Oro City

Dear Vice Mayor Rodriguez:

Respectfully referred to you a copy of the resolution approved by the City Development Council (CDC) Full Council during its meeting held on 13 July 2023:

RESOLUTION NO. 10 (S. 2023) – APPROVING THE PROPOSED 2024 ANNUAL INVESTMENT PROGRAM AND ENDORSING THE SAME TO THE CITY COUNCIL FOR ITS APPROPRIATE ACTION

The undersigned, therefore, respectfully request for the urgent/priority consideration of the City Council for the approval of the Annual Investment Program (AIP) for 2024.

Thank you for your support to our mutual aspiration to sustain the growth of the city and help improve the lives of its constituents.

Very truly yours,

ROLANDO "Klarex" A. UY
City Mayor

K



2F/Executive Building, City Hall Compound
Capistrano – Hayes Streets, Cagayan de Oro City



1st Indorsement
20 September 2023

Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor JOCELYN B. RODRIGUEZ**, the attached **Local Finance Committee Resolution No. 170-2023**, to wit:

re: “ **RECOMMENDING APPROVAL FROM THE HONORABLE MEMBERS OF THE CITY COUNCIL, AUTHORIZING THE UNDERSIGNED TO REPRESENT THE CITY GOVERNMENT OF CAGAYAN DE ORO TO ENGAGE INTO LOAN FROM THE LAND BANK OF THE PHILIPPINES (LBP), AMOUNTING TO ₱1,639,727,284.00, TO FUND FOR THE FOLLOWING IDENTIFIED PRIORITY PROJECTS**”, to wit:

Purpose of Loan	Amount
A. Proposed Site for the New City Hall	
a. Land Acquisition (Owned by Cid Family)	₱ 1,528,978,503.00
b. Land Development	110,748,781.00
Total	₱ 1,639,727,284.00
Term of Loan: Up to Fifteen (15) years, inclusive two (2) years grace period on principal	

Thus, I am therefore certifying the urgency for the inclusion in the agenda of the forthcoming City Council Regular/Special Session, for passage of an appropriate Ordinance.

ROLANDO “*Clarito*” A. UY
City Mayor



RESOLUTION No. 170-2023

RECOMMENDING TO HIS HONOR, MAYOR ROLANDO “KLAREX” A. UY, THIS CITY, TO REQUEST APPROVAL FOR HIS AUTHORITY FROM THE HONORABLE MEMBERS OF THE CITY COUNCIL REPRESENTING THE CITY GOVERNMENT OF CAGAYAN DE ORO CITY TO ENGAGE INTO LOAN FROM THE LANDBANK OF THE PHILIPPINES (LBP) AMOUNTING TO ₱1,639,727,284.00, TO FUND THE FOLLOWING IDENTIFIED PRIORITY PROJECTS, TO WIT:

Purpose of Loan	Amount
A. Proposed Site for the New City Hall	
a. Land Acquisition (Owned by Cid Family)	₱ 1,528,978,503.00
b. Land Development	110,748,781.00
Total	₱ 1,639,727,284.00
Term of Loan:	
Up to Fifteen (15) years, inclusive two (2) years grace period on principal	

WHEREAS, it was presented to the Committee the rationale on the urgency to implement the aforementioned priority projects for the ensuing year;

WHEREAS, initial basis for the funding source is the Certification of Net Debt Service Ceiling (NDSC) and Borrowing Capacity (BC) issued by the Department of Finance (DOF) through the Bureau of Local Government Finance (BLGF) in September 10, 2020 is ₱7,462.200M of which only ₱1,000.000M was applied for a loan in CY 2021;

WHEREAS, among the priority projects identified, the corresponding funding source is practically through a Loan from the authorized, government financial institution to be covered by an appropriation ordinance;

WHEREAS, it was evaluated by the Committee, that the loan proposals among the government financial institutions available, it was the Land Bank of the Philippines which is advantageous to the City Government of Cagayan de Oro with amenable loan terms and conditions;

WHEREAS, it was conferred by the members present, to forward to the Honorable Rolando “Klarex” A. Uy, City Mayor, this City, the recommendation for his approval;

WHEREFORE, on unanimous motion by the members, and duly seconded by all members present, the Committee, be it


RESOLVED, “TO RECOMMEND TO THE HONORABLE MAYOR, ROLANDO “KLAREX” A. UY, TO REQUEST APPROVAL AND FOR HIS AUTHORITY FROM THE HONORABLE MEMBERS OF THE CITY COUNCIL FOR THE CITY GOVERNMENT OF CAGAYAN DE ORO CITY TO ENGAGE INTO LOAN FROM THE LANDBANK OF THE PHILIPPINES (LBP) AMOUNTING TO ₱1,639,727,284.00, TO FUND FOR THE AFOREMENTIONED IDENTIFIED PRIORITY PROJECTS”.



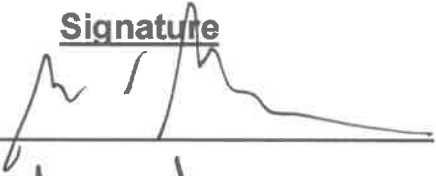
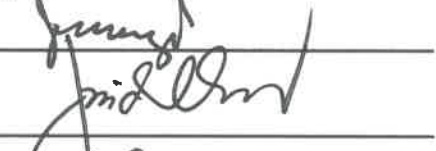


Done this 19th day of September 2023 at Cagayan de Oro City.


DIVINA D. DABLIO
LFC Secretary-Designate

APPROVED:


ROXANNE MAE A. RAVIDAS, CPA
Acting City Budget Officer
Chairperson, Local Finance Committee

Members of the Local Finance Committee:

<u>Name</u>	<u>Signature</u>
Atty. ROY HILARIO P. RAAGAS	
Ms. JASMIN T. MAAGAD	
Ms. MEY V. GOMEZ, CPA	
EnP. RAMIR M. BALQUIN	
Atty. KENNETH O. TAMALA	
Atty. JOEFFREY D. NAMALATA	

NET DEBT SERVICE CEILING AND BORROWING CAPACITY
FY 2020
Cagayan de Oro City (1st Class)
(In Thousand Pesos)

Year	Locally Sourced Income (LSI)	Other Share from National Tax Coll.	IRA	Annual Regular Income (ARI)	Maximum Debt Service Capacity	Annual Amortization of Existing Loan	Net Debt Service Ceiling	Borrowing Capacity
				(2+3+4)	(5 x 20%)	(Principal + Interest + GRT)	(6-7)	(8 x 10.044)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
2020	1,999,289	93,978	1,875,406	3,968,673	793,735	50,784	742,951	7,462,200

- Note:
- 1) **Maximum Debt Service Capacity** is computed in accordance with Sec. 324b of the LGC, which is 20% of the Annual Regular Income.
 - 2) **Annual Regular Income for FY 2020** is determined based on FY2019 Locally Sourced Income and Other Share from National Tax Collection plus FY 2020 Final IRA DBM computation.
 - 3) **Annual Amortization of Existing Loans** were based on the availed loans with the Land Bank of the Philippines as certified by Ms. Jasmin T. Maagad, Acting City Treasurer.
 - 4) **Borrowing Capacity** is computed based on the annuity factor of 10.044 (12 yrs. @ 2.85%).

Prepared by:


ROSEMARIE F. FERRIOL
Loan Examiner III

Reviewed and Certified Correct by:


ERWINA GRACE P. MORALES
Chief, LDMED

Noted by:


MA. PAMELA P. QUIZON
Director II, LFPS



6th Indorsement
14 September 2023

Respectfully forwarded to ROXANNE MAE A. RAVIDAS, CPA, Chairperson, Local Finance Committee, the herein attached pertinent documents of Lot 3891-O-1-B, Psd-10-066338 Owned by Susan Cid Española, married to Wilfredo R. Española, Joseph M. CID and Christine Cid Tan, married to Pacifico Tan Saw King, which property will be utilized as proposed site for the New City Hall, located at Carmen, this City. (Herein after referred to as the "Subject Property"), with the request that a CERTIFICATE OF AVAILABILITY OF FUNDS (CAF) be issued by the office of the City Treasurer and City Accounting in the total amount of One Billion Five Hundred Twenty-Eight Million Nine Hundred Seventy-Eight Thousand Five Hundred Two Pesos and .95/100 centavos (P 1,528,978,502.95), representing the full payment and registration expenses, to wit:

Appraisal Value of the Land:		Php 1,488,779,500.00
Registration Expenses:		
Documentary Stamp	=Php	22,331,692.50
Transfer fee	=	11,165,846.25
Registration fee	=	6,700,654.20
Entry	=	270.00
Annotation fee	=	270.00
LRF	=	270.00
		<u>40,199,002.95</u>
Total	=	Php 1,528,978,502.95

Respectfully yours,

ATTY. KENNETH O. TAMALA
City Legal Officer

Confirme:

ROLANDO "Klarex" A. UY
City Mayor

Republic of the Philippines
City of Cagayan de Oro
CITY APPRAISAL COMMITTEE

APPRAISAL REPORT

ON A PARCEL OF LAND OFFERED FOR SALE TO THE CITY GOVERNMENT OF CAGAYAN DE ORO AS PROPOSED SITE
FOR THE NEW CITY HALL LOCATED AT CARMEN, THIS CITY

THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT
STANDARDS PURSUANT TO SECTION 7 OF R.A. 10752.


- I - OWNER OF PROPERTY : SUSAN CID ESPAÑOLA married to WILFREDO R. ESPAÑOLA; JOSEPH M. CID;
CHRISTINE CID TAN married to PACIFICO TAN SAW KING
- ADDRESS OF OWNERS : II Hampshire Drive, Natick Mass., USA
- II - LOCATION OF LAND : Carmen, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
- (1) Cad. Lot No. 3891 C-5 Lot description: Lot 3891-O-1-B, Psd-10-066338
- (2) Title No. TCT No. 137-2014001127 Annex A to A-4
- (3) Area of Lot (Hectares/Square Meters) : 292,350 sq. meters
- (4) Area needed for Public Purposes : 229,043 sq. meters more or less Annex B to B-
- (5) Classification of Lot: Residential Source of Information: TD No. G-348168; G-348169 Annex C to C-1
- (6) Appraisal of Property:
- (a) Schedule of Market Values: P430/sq.m. Year: 2008 Annex D to D-1
- (b) BIR Zonal Value: P3,500/sq.m.(RR) Year: 2023 Annex E to E-1
- (c) Sales Data: P12,738.85/sq.m.(2020); P10,125/sq.m.(2019); P8,479.53/sq.m.(2019) Annex F to F-8
- (d) Offer to Sell: P6,500/sq.m. Annex G
- (e) Government project near the area: Land banking at P3,475/sq.m. (2018) Annex H
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape are described in
the topographic survey map marked as Annex I.
- V - REFERENCES:
- (a) Letter dated July 31, 2023 from Ms. Roxanne Mae A. Ravidas, CPA, Acting City Budget Officer,
Chairperson, Local Finance Committee Annex J to J-1
- (b) Topographic Survey Map/Technical description Annex B to B & I
- (c) Photographs Annex K
- VI - APPRAISAL OF THE COMMITTEE:
P6,500.00 per sq. meter for 229,043 sq. meters more or less or in the total amount of P1,488,779,500.00
- VII - REMARKS:
- This cancels previous Appraisal Report dated March 3, 2023 due to correction of area affected by
DPWH Road from 24,451 sq.m. to 23,307 sq.m. As previously mentioned, the derivation of the
appraised value was from the average value between the three (3) Sales Data which resulted to
P10,447.79/sq.m. We included showing herein the computation of appraised value based on the
Slope Map of Lot 3891-O-1-B, Psd-10-066338, as follows:
- | | |
|----------------------------|--|
| Flat | 65,289.95 sq.m. |
| Moderate Slope | 51,194.66 sq.m. |
| Rolling | 55,123.27 sq.m. |
| Total | 171,607.88 sq.m. |
| Less: Owner's Retention | 40,000 sq.m. |
| DPWH Road | 23,307 sq.m. |
| Total | 63,307.00 sq.m. |
| Net area | 108,300.88 sq.m. x P10,447.79/sq.m. = P1,131,504,851.05 |
| Add: | |
| Steep Slope | 116,212.05 sq.m. |
| Super Steep Slope | 4,530.09 sq.m. |
| Total | 120,742.14 sq.m. x P 6,268.68/sq.m. = P 756,893,838.17 |
| Total area for acquisition | 229,043.00 sq.m. Total Appraised Value = P1,888,398,689.22 |
- Land engineering cost at 40% maximum: Wherein P10,447.79 x 40% = P4,179.11/sq.m.
Thus P10,447.79 - P4,179.11 = P6,268.68/sq.m.


Based on the above computation, adopting the Offer to Sell at P6,500/sq.m. is advantageous to the City Government.

We, the undersigned members of the Appraisal Committee, hereby Certify that the market value of the property/ies as contained in this Appraisal Report is/are fair, just and reasonable, taking into account the attendant circumstance of the property that affects its value and the consequential benefit that inure to the parties as the result of the project.

At Cagayan de Oro City, this 8th day of August 2023.


JOSHUA M. DEL BANDO
OIC, City Assessor's Office
Chairman


JASMIN T. MAGGAD
City Treasurer
Member


JOEL V. MOMONGAN
Acting City Engineer
Member

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF JUSTICE
Land Registration Authority
QUEZON CITY

Registry of Deeds for Cagayan de Oro City

Transfer Certificate of Title

No. 137-2014001127

IT IS HEREBY CERTIFIED that certain land situated in CANITOAN, CAGAYAN DE ORO, bounded and described as follows:

LOT NO: 3891-O-1-B PLAN NO: PSD-10-066338

PORTION OF: LOT 3891-O-1, PSD-10-030444

LOCATION: CANITOAN, CAGAYAN DE ORO (Continued on next page)

is registered in accordance with the provision of the Property Registration Decree in the name of

Owner: SUSAN CID ESPAÑOLA, MARRIED TO WILFREDO R. ESPAÑOLA;
JOSEPH M. CID, SINGLE; AND CHRISTINE CID TAN,

as owner thereof in fee simple, subject to such of the encumbrances mentioned in Section 44 of said Decree as may be subsisting.

IT IS FURTHER CERTIFIED that said land was originally registered as follows:

Case No.:

Record No.: N-5432

Orig. Reg. Date: 04 22 1954

Decree No.: N-10876

Original RD: CAGAYAN DE ORO CITY

OCT No.: OCT-O-143

Volume No.: O-1

Page No.: 143

Original Owner:

This certificate is a transfer from TRANSFER CERTIFICATE OF TITLE 2014000838 (TOTALLY CANCELLED) by virtue hereof in so far as the above-described land is concerned.

Entered at Cagayan de Oro City, Philippines on the 26th day of FEBRUARY 2014 at 09:38am.

ATTY. CIPRIANO BENEDICTO E. RATUNIL
REGISTRAR OF DEEDS IV

It is hereby certified that this is a true electronic copy of TCT 2014001127 on file in Registry of Deeds of Cagayan de Oro City, which consists of 5 page(s). This is a system-generated Certified True Copy, and does not require a manually-affixed signature. Printed at Registry of Deeds of Cagayan de Oro City. Requested By: TALLE, ELMER D.

Ref. : 2022011715 OR No. : 1026698445
Date : 08/16/2022 OR Date : Aug 11 2022
Time : 11:02:44 AM Amt Paid : 2028.02

TCT No.: 137-2014001127

Page No.: 2

OWNER INFORMATION (Continued from page 1)

Owner: MARRIED TO PACIFICO TAN SAW KING, ALL AMERICAN CITIZEN,
OF LEGAL AGE, AND RESIDENT OF 11 HAMPSHIRE DRIVE,
NATICK, MASS. U.S.A.

TECHNICAL DESCRIPTION (Continued from page 1)

BOUNDARIES:

LINE	DIRECTION	ADJOINING LOT(S)
1-2-3-4-5-6-7-8-9	NE	LOT 3892, CAD-237
9-10	SE	LOT 3891-O-2, PSD-10-030444
10-11		LOT 3891-M
11-12		LOT 3891-N
12-13		LOT 3891-M, ALL OF PSD-10-006974 (OLT)
13-14		LOT 3891-O-3, PSD-10-030444
14-15-16-17-18-19-20	SW	ROAD
20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-49-50-51	NW	LOT 3891-G
51-52		LOT 3891-E
52-53		LOT 3891-C
53-54, 67-68-69-70-71-72-73-74		LOT 3891-I
54-55		LOT 3891-L
55-56-57-58-59-60-61-62-63-64-65-66-67		LOT 3891-K
72-73		LOT 3891-J
74-75		LOT 3891-A
75-76		LOT 3891-B
76-77		LOT 3891-A, ALL OF PSD-10-006974 (OLT)
77-78		LOT 3895
78-1		LOT 3894, BOTH CAD-237

TIE POINT: BLLM NO. 13, CAD 237, MUNICIPALITY OF CAGAYAN DE ORO, PROVINCE OF MISAMIS ORIENTAL

LINE	BEARING	DISTANCE
TO CORNER 1	S. 71 ° 18` W	677.75 M.
1-2	N. 87 ° 06` E	111.98 M.
2-3	S. 78 ° 48` E	76.34 M.
3-4	N. 78 ° 09` E	35.91 M.
4-5	N. 89 ° 52` E	135.74 M.

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Annex "A-2"

TCT No.: 137-2014001127

Page No.: 3

5-6	S.	36	°	38	'	E	45.41 M.
6-7	N.	75	°	05	'	E	40.73 M.
7-8	S.	64	°	35	'	E	48.63 M.
8-9	S.	32	°	35	'	E	87.41 M.
9-10	S.	04	°	48	'	W	108.84 M.
10-11	S.	18	°	42	'	W	50.77 M.
11-12	S.	14	°	44	'	E	42.64 M.
12-13	S.	19	°	27	'	W	44.26 M.
13-14	S.	06	°	17	'	W	428.38 M.
14-15	S.	59	°	35	'	W	7.69 M.
15-16	S.	82	°	23	'	W	61.22 M.
16-17	N.	75	°	21	'	W	28.14 M.
17-18	N.	51	°	04	'	W	136.05 M.
18-19	N.	73	°	30	'	W	14.93 M.
19-20	S.	71	°	49	'	W	31.77 M.
20-21	N.	60	°	47	'	W	6.50 M.
21-22	N.	55	°	58	'	W	13.27 M.
22-23	N.	51	°	21	'	W	12.79 M.
23-24	N.	46	°	50	'	W	12.79 M.
24-25	N.	42	°	15	'	W	13.10 M.
25-26	N.	37	°	22	'	W	13.03 M.
26-27	N.	34	°	51	'	W	9.54 M.
27-28	N.	29	°	49	'	W	9.47 M.
28-29	N.	24	°	51	'	W	9.40 M.
29-30	N.	19	°	53	'	W	9.56 M.
30-31	N.	17	°	52	'	W	53.33 M.
31-32	N.	21	°	02	'	W	8.77 M.
32-33	N.	29	°	31	'	W	8.10 M.
33-34	N.	37	°	16	'	W	7.35 M.
34-35	N.	44	°	21	'	W	6.75 M.
35-36	N.	53	°	09	'	W	10.82 M.
36-37	N.	62	°	39	'	W	8.10 M.
37-38	N.	71	°	16	'	W	9.15 M.
38-39	N.	78	°	54	'	W	5.97 M.
39-40	N.	84	°	47	'	W	5.93 M.
40-41	N.	88	°	27	'	W	7.41 M.
41-42	S.	81	°	04	'	W	7.40 M.
42-43	S.	73	°	10	'	W	8.39 M.
43-44	S.	64	°	43	'	W	8.41 M.
44-45	S.	62	°	18	'	W	17.70 M.
45-46	S.	63	°	04	'	W	6.86 M.
46-47	S.	64	°	31	'	W	6.86 M.
47-48	S.	65	°	59	'	W	6.85 M.
48-49	S.	67	°	48	'	W	9.00 M.
49-50	N.	50	°	36	'	E	22.35 M.
50-51	N.	05	°	46	'	W	71.03 M.
51-52	S.	87	°	56	'	E	92.89 M.
52-53	N.	03	°	11	'	E	159.84 M.
53-54	N.	87	°	46	'	E	104.35 M.
54-55	S.	30	°	56	'	E	20.56 M.
55-56	S.	00	°	21	'	W	60.60 M.
56-57	S.	33	°	35	'	W	72.64 M.
57-58	S.	66	°	24	'	E	19.15 M.
58-59	N.	54	°	36	'	E	42.48 M.
59-60	S.	40	°	01	'	E	68.40 M.
60-61	S.	81	°	35	'	E	16.39 M.
61-62	N.	09	°	25	'	W	65.01 M.
62-63	N.	42	°	23	'	E	17.18 M.

It is here
consists of
Registry of.

A copy of TCT 2014001127 on file in Registry of Deeds of Cagayan de Oro City, which
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By: TALLE, ELMER D.

Ref. : 20220
Date : 08/16/21
Time : 11:02:44

TCT No.: 137-2014001127

Page No.: 4

63-64	S.	69	°	52	E	123.78 M.
64-65	N.	02	°	30	E	19.54 M.
65-66	N.	68	°	23	W	99.02 M.
66-67	N.	22	°	14	E	214.64 M.
67-68	N.	06	°	18	E	136.55 M.
68-69	S.	58	°	49	W	154.50 M.
69-70	S.	11	°	32	W	57.43 M.
70-71	S.	89	°	44	W	84.75 M.
71-72	S.	04	°	16	W	24.97 M.
72-73	S.	88	°	47	W	18.27 M.
73-74	S.	87	°	12	W	46.19 M.
74-75	N.	67	°	32	W	81.28 M.
75-76	N.	71	°	26	W	18.46 M.
76-77	N.	72	°	15	W	77.05 M.
77-78	N.	14	°	51	E	125.50 M.
78-1	N.	14	°	22	E	133.55 M.

AREA: TWO HUNDRED NINETY TWO THOUSAND THREE HUNDRED FIFTY SQUARE METERS (292350), MORE OR LESS

DESCRIPTION OF CORNERS: PTS. 20 TO 49 BY PS AND THE REST BY OLD PTS.

BEARINGS: TRUE

DECLINATION:

DATE OF ORIGINAL SURVEY: NOV. 1926-JULY 1932

DATE OF SUBD/CONS SURVEY: MAY 8-10, 2012

DATE OF APPROVED SURVEY: NOV. 6, 2012

GEODETIC ENGINEER: CALVIN C. FERNANDEZ

NOTES:

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MEMORANDUM OF ENCUMBRANCES

. : THAT ALL PUBLIC HIGHWAYS, ROADS AND STREAMS FOUND WITHIN AND ALONG THE LAND HEREIN ADJUDICATED ARE DECLARED PROPERTIES OF THE REPUBLIC OF THE PHILIPPINES (C) SUBJECT TO USUFRUCTUARY RIGHTS THAT ALL THE FRUITS AND/OR INCOME OF THE PROPERTIES SHALL BELONG TO CORAZON A. CID AND HE SHALL ENJOY THE SAME DURING HIS LIFETIME PROVIDED, FURTHERMORE, THAT IN THE EVENT OF HIS DEMISE, ALL THE FRUITS AND/OR INCOME SHALL AUTOMATICALLY GO AND PERTAIN TO THE AWARDEES AND/OR ADJUDICATEES.

. : ENTRY NO. 178693 - DEED OF ABSOLUTE SALE EXECUTED BY PACITA MACFARLAND DE CID REP. BY CORAZON A. CID, ADMINISTRATOR IN FAVOR OF THE CITY OF CAGAYAN DE ORO, PORTION OF LAND EMBRACED IN THIS TCT FOR THE SUM OF P7,590.00 COVERING AN AREA OF 506 SQ.M. UNDER LOT NO. 3891-B-1. (DOC. NO. 154; PAGE NO. 32; BOOK NO. 22; SERIES OF 1992 OF NOTARY PUBLIC ATTY. RALPH LOU I. WILLKOM). DATE OF INSTRUMENT - JAN. 15, 1992. DATE OF INSCRIPTION - MARCH 11, 1993 AT 10:00 A.M.

(SGD) AVELINO C. PAKINO
CITY REGISTER OF DEEDS
REGIONAL REGISTRAR

ATTY. CIPRIANO BENEDICTO E. RATUNIL
REGISTRAR OF DEEDS IV

Entry No.: 2014008545

Date: October 07, 2014 02:39:06PM

PETITION TO CANCEL ENCUMBRANCE : EXECUTED BY ATTY. JAIME Y. SINDIONG COUNSEL FOR PETITIONERS CHRISTINE M. CID-TAN ET AL REQUESTING FOR THE CANCELLATION OF THE USUFRUCTUARY LIEN OF THE USUFRUCTUARY RIGHTS OF CORAZON A. CID TO THE FRUITS AND/OR INCOME OF THIS PARCEL OF LAND AND HIS ENJOYMENT TO THE SAME PROPERTY DURING HIS LIFETIME APPEARING ON THIS TITLE PURSUANT TO THE ORDER DATED SEPTEMBER 3, 2013 IN MC NO. 2012-045, THUS, THE SAID ENCUMBRANCE IS HEREBY CANCELLED, IN ACCORDANCE WITH DOC. NO. 339, PAGE NO. 69, BOOK NO. 70, SERIES OF 2014 OF NOTARY PUBLIC OF CAGAYAN DE ORO CITY ATTY. JAIME Y. SINDIONG, DATED SEPT. 30, 2014.

ATTY. SHEILA SIMONET G. NIERE
DEPUTY REGISTER OF DEEDS

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Republic of the Philippines
CITY ENGINEER'S OFFICE
Cagayan de Oro City

HORIZONTAL INFRASTRUCTURE PLANNING DIVISION
Individual Program of Work/Budget Cost



Region : 10
District/City : Cagayan de Oro City
Project Title : LAND DEVELOPMENT OF NEW CITY HALL COMPLEX (PHASE 1), CARMEN
Location : CARMEN, CAGAYAN DE ORO CITY
Appropriation : P 110,748,781.00
Source of Fund : For Funding
Station Limits : refer to plan
Total Length of pccp : 680.88 m. w=13m Line 1
220.00 m. w=13m Line 2
Scope of Work : Land Development, Road Construction (PCCP, 300mm) and Slope Protection Works.

Date : September 12, 2023
Roadbed Width : 13.00 m.
Pavement Width : 13.00 m.
Pavement Thickness : 0.30 m.
Pavement Shouldering : - m.
Type of Superstructure :
No. of Spans :
Classification :
No. of Calendar Days : 628.00

BREAKDOWN OF ESTIMATED EXPENDITURES			% of Total	A. Total Estimated Direct Cost (EDC)		P	89,638,542.64
(1) Labor	P	3,947,890.52	3.56 %	B. Quality Control		P	
(2) Materials	P	31,462,913.21	28.41 %	C. Project Superintendence		P	
(3) Equipment	P	54,227,738.91	48.96 %	D. Total Direct Cost		P	
(4) Const. Contingencies	P	-		E. Construction Contingencies		P	
(5) P.D.E.	P	-		F. P. D. E.		P	
(6) Overhead Cont. Misc.	P	8,735,276.15	7.89 %	G. Overhead Cont. Misc. 10% of DC		P	8,735,276.15
(7) Contractor's Profit	P	7,101,210.65	6.41 %	H. Contractor's Profit 8% of DC		P	7,101,210.65
(8) V. A. T.	P	5,273,751.47	4.76 %	I. V.A.T. 5% of DC+HDC		P	5,273,751.47
(9) TOTAL	P	110,748,780.91	100.0 %	J. Total Estimated Cost		P	110,748,780.91
				K. Say		P	110,748,781.00

Mode of Implementation : By Contract

Prepared by:
Date: September 12, 2023

JOBELLE E. LOPEZCHILO
Laboratory Technician II

Checked by:

LAILANE P. DOLORES
Engineer III

Reviewed by:

MANNY L. RAMONAL
Engineer IV
Chief, HIPD

Submitted by:

MA. SON DOROTHY GALDORPORT
Assistant City Engineer for Admin

APPROVED:

ROLANDO A. UY
City Mayor

Recommending Approval:

JOEL V. MOMONGAN
Acting City Engineer



20th City Council CAGAYAN DE ORO CITY

HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR



DISTRICT 1 CITY COUNCILORS



HON. AGA C. SUAN



HON. ROGER G. ABADAY



HON. JAY R. PASCUAL



HON. IMEE ROSE P. MORENO



HON. ROMEO V. CALIZO



HON. GEORGE S. COKING



HON. JOSE PEPE S. ABBU JR.



HON. MALVERN A. ESPARCIA

DISTRICT 2 CITY COUNCILORS



HON. YEVONNA YACINE B. EMAMO



HON. MARIA LOURDES S. GAANE



HON. JOYLEEN MERCEDES L. BALABA



HON. JAMES K. JUDITH II



HON. IAN MARK Q. NACAYA



HON. EDGAR S. CABANLAS



HON. CHRISTIAN RUSTICO M. ACHAS



HON. SUZETTE G. MAGTAJAS DABA

EX- OFFICIO MEMBERS



HON. YAN LAM S. LIM
ABC PRESIDENT



HON. JOHN MICHAEL L. SENO
SK FEDERATION PRESIDENT