



20th City Council CAGAYAN DE ORO CITY

AGENDA



HON. JOCELYN B. RODRIGUEZ
City Vice Mayor



60th REGULAR SESSION

Monday / 13 November 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...



**cagayan
de Oro**
city of golden friendship

Republic of the Philippines
CITY OF CAGAYAN DE ORO

OFFICE OF THE CITY COUNCIL

(088) 857-2258; 857-4029; 857-4032; 857-4035 / www.cdeo-sanggunian.online



10 November 2023

THE HONORABLE MEMBERS
20TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD)
CAGAYAN DE ORO CITY

Gentlemen and Ladies:

Please be informed of the 60th Regular Session of the 20th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro on Monday, 13th November 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 ROMEO V. CALIZO**
- 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 OCTOBER 23, 2023**
(SEE APPENDIX "A" / Pages 1-29)
- G. SPECIAL REPORT:**
- (a) Councilor James K. Judith II re: mandatory Insurance Coverage to all members of BPAT and BHW.
- (b) Councilor Roger G. Abaday re: repeal of Ordinance No. 14421-2022, entitled: *An ordinance authorizing Honorable City Mayor Rolando A. Uy, the Roads and Traffic Administration (RTA), Cagayan de Oro City Police Office (COCPO) and other traffic law enforcement agencies to ease up or loosen up the implementation of the mandatory wearing of safety helmet for motorcycle drivers and their pillion riders within the Poblacion area and in urbanized areas, such as Barangays Nazareth, Macasandig and Carmen (including uptown area), and other areas as maybe identified by the City Mayor; Provided, That the 30-kilometer per hour speed limit therein pursuant to the Traffic Code of the City is complied with.*
- H. BUSINESS OF THE DAY:**
- 1) PROPOSED RESOLUTION NO. 2023-528** – returning to the Barangay Council of Barangay Nazareth, this City, its Ordinance No. 01, Series of 2023, covering its Annual Budget for CY 2023, with an Estimated Income of ₱13,108,139.00, with the information that said Ordinance is operative in its entirety.
(SEE APPENDIX "B" / Pages 30-37)

Document/s on file:

- | | |
|---|---|
| ▪ Endorsement of the City Budget Office dated Oct. 20, 2023 | ▪ Programmed Appropriation by PPA, Expense Class, Object of Expenditure and Expected Output Results FY 2023 |
| ▪ Technical Review Analysis Sheet | ▪ List of Projects Chargeable Against the 20% Development Fund, FY 2023 |
| ▪ Letter of the Punong Barangay dated September 14, 2023 | ▪ Plantilla of Personnel, FY 2023 |
| ▪ Ordinance No. 01, Series of 2023 of Barangay Nazareth | ▪ Summary – General Services – Job Order |
| ▪ Resolution No. 68-2023, Series of 2023 of Barangay Nazareth | ▪ Major Final Output |
| ▪ Annual Budget for CY 2023 | ▪ Statement of Statutory and Contractual Obligations |
| ▪ FY 2023 Annual Investment Program (AIP) | ▪ Certification issued by the Barangay |
| ▪ Budget of Expenditures and Sources of Financing, FY 2023 | |

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 EDGAR S. CABANLAS, EX-OFFICIO 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

2) **PROPOSED RESOLUTION NO. 2023-529** – earnestly requesting Honorable Fay L. Garcia-Sasis, Presiding Judge of the Municipal Trial Court in Cities (MTCC)-Branch 4, 10th Judicial Region, this City, to hold in abeyance the implementation of the Writ of Demolition issued by Her Honor in Civil Case No. C15-APR-039, entitled: “Heirs of Senecio Sacala, et.al. (*Plaintiffs*) versus Raymundo Rivera, et.al. (*Defendants*), for Unlawful Detainer”, to enable the City Government of Cagayan de Oro through the City Housing and Urban Development Department (CHUDD) to conduct socio-economic survey of the affected residents thereof, and to identify a suitable relocation area for them.

(SEE APPENDIX “C” / Pages 38-42)

Document/s on file:

- Motion for Issuance of Writ of Demolition dated September 13, 2023 by Atty. Ma. Teresa M. Bajas
- Order of Writ of Demotion dated September 28, 2023

COMMITTEE SPONSOR/S:

- COMMITTEE ON **URBAN & RURAL POOR AND HOUSING DEVELOPMENT**
- COUNCILOR EDGAR S. CABANLAS, CHAIRPERSON
- COUNCILOR JAMES K. JUDITH II, VICE CHAIRPERSON
- COUNCILOR JOHN MICHAEL L. SENO, MEMBER
- COUNCILOR ROGER G. ABADAY, MEMBER
- COUNCILOR YEVONNA YACINE B. EMANO, 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 JAMES K. JUDITH II, EX-OFFICIO MEMBER
- VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

3) **PROPOSED ORDINANCE NO. 2023-329** - 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 Social Welfare and Development (DSWD)-Field Office X, *represented by its Regional Director, Ramel F. Jamen*, and the identified BP2 beneficiaries/clients, covering the collaboration of the parties in the implementation of the DSWD’s Balik Probinsya, Bagong Pag-asa (BP2) Program, under the terms and conditions stipulated in the pro-forma MOA submitted to this Body.

(SEE APPENDIX “D” / Pages 43-53)

Document/s on file:

- Letter of City Mayor Rolando A. Uy dated July 3, 2023
- Letters of City Legal Office dated June 30, 2023 and September 19, 2023
- Letter of City Legal office dated June 30, 2023
- Pro-forma Memorandum of Agreement (MOA)

COMMITTEE SPONSOR/S:

- COMMITTEE ON **SOCIAL SERVICES**
- COUNCILOR JOYLEEN MERCEDES L. BALABA, CHAIRPERSON
- COUNCILOR IAN MARK Q. NACAYA, VICE CHAIRPERSON
- COUNCILOR MARIA LOURDES S. GAANE, MEMBER
- COUNCILOR EDGAR S. CABANLAS, MEMBER
- COUNCILOR IMEE ROSE P. MORENO, MEMBER
- COUNCILOR JAY R. PASCUAL, MEMBER
- COUNCILOR SUZETTE G. MAGTAJAS-DABA, MEMBER

- COUNCILOR JAMES K. JUDITH II, EX-OFFICIO MEMBER
- COUNCILOR EDGAR S. CABANLAS, 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 JAMES K. JUDITH II, EX-OFFICIO MEMBER
 - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

4) **PROPOSED ORDINANCE NO. 2023-330** - authorizing the Honorable City Mayor Rolando A. Uy, to enter into and sign the Amended Memorandum of Agreement (MOA) by and between the City Government of Cagayan de Oro and the 4th Infantry (Diamond) Division, Philippine Army, *represented by its Commander, MGen. Jose Maria Cuerpo II, PA*, covering the establishment of the Task Force ORO (TFO) in the City of Cagayan de Oro, pursuant to Ordinance No. 14599-2023, under the terms and conditions stipulated therein.

(SEE APPENDIX "E" / Pages 54-72)

Document/s on file:

- Endorsement of the City Administrator dated October 26, 2023
- Endorsement of the City Legal Office dated October 12, 2023 and October 6, 2023
- Amended Memorandum of Agreement (MOA)
- Ordinance No. 14599-2023
- MOA (original)

COMMITTEE SPONSOR/S:

- 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 JAMES K. JUDITH II, EX-OFFICIO MEMBER
 - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

5) **PROPOSED ORDINANCE NO. 2023-331** - approving the Annual Budgets of the General Fund with an Estimated Income of ₱10,036,440,971.00 and of the Special Account: Local Economic Enterprises/Utilities with an Estimated Income of ₱1,163,559,029,00, both for CY 2024, to respectively finance estimated various expenditures of the same amounts for CY 2024.

(SEE APPENDIX "F" / Pages 73-75)

Document/s on file:

- Letter of City Mayor Rolando A. Uy dated October 10, 2023
- Local Expenditure Program-Executive Budget CY 2024 (680 page-blue book)

COMMITTEE SPONSOR/S:

- 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 JAMES K. JUDITH II, EX-OFFICIO MEMBER
 - VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER
- COMMITTEE OF THE WHOLE
 - VICE MAYOR JOCELYN B. RODRIGUEZ
 - COUNCILOR YAN LAM S. LIM
 - COUNCILOR EDGAR S. CABANLAS
 - COUNCILOR JAMES K. JUDITH II
 - COUNCILOR ROGER G. ABADAY
 - COUNCILOR JAY R. PASCUAL
 - COUNCILOR IMEE ROSE P. MORENO
 - COUNCILOR ROMEO V. CALIZO
 - COUNCILOR GEORGE S. GOKING
 - COUNCILOR MALVERN A. ESPARCIA
 - COUNCILOR MARIA LOURDES S. GAANE
 - COUNCILOR JOYLEEN MERCEDES L. BALABA
 - COUNCILOR IAN MARK Q. NACAYA
 - COUNCILOR SUZETTE G. MAGTAJAS-DABA
 - COUNCILOR JOHN MICHAEL L. SENO

For inclusion:

- 6) **PROPOSED ORDINANCE NO. 2023-332** - 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 Public Works and Highways-Cagayan de Oro City 2nd District Engineering Office, represented by its District Engineer, Gabriel L. Guinitaran, covering the collaboration of the parties in the implementation of the Project: *Construction of Solar Water Supply System in Barangays Cugman, F.S. Catanico, Indahag and Puerto, all of this City*, under the terms and conditions stipulated in the MOA hereto attached.

(SEE APPENDIX "G" / Pages 76-85)

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

Document/s on file:

- Endorsement of the Honorable City Mayor Rolando A. Uy dated October 9, 2023
- Draft MOA
- Certification (funded under the FY 2023 GAA, DPWH Budget)

▪ 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 JAMES K. JUDITH II, EX-OFFICIO MEMBER
- VICE MAYOR JOCELYN B. RODRIGUEZ, EX-OFFICIO MEMBER

- 7) **PROPOSED ORDINANCE NO. 2023-333** – ratifying the Memorandum of Agreement (MOA) entered into by and between the Honorable City Mayor Rolando A. Uy, representing the City Government of Cagayan de Oro, and the City Government of Batac, Ilocos Norte, represented by its City Mayor, Honorable Albert T. Chua, covering Sisterhood Agreement between the two Local Government Units to further advance trade linkages, adoption and exchange of good practices, among others, that will foster sustainable development.

(SEE APPENDIX "H" / Pages 86-98)

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

Document/s on file:

- Letter of the Honorable City Mayor Rolando A. Uy dated November 6, 2023
- Letter of the City Legal Office dtd 3 Nov. 2023
- Memorandum of Agreement

**MINUTES OF THE 59TH REGULAR SESSION OF THE 20TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
OCTOBER 23, 2023**

1 City Vice Mayor **JOCELYN B. RODRIGUEZ**, Presiding Officer, called the session to order at
2 exactly 3:01 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 **JAY R. PASCUAL**

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

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

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

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

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

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

14 *Second District:*

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

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

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

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

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

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

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

22 *Ex-Officio Member:*

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

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

25 *Absent:*

26 - City Councilor **JOYLEEN MERCEDES L. BALABA** (*On Leave*)

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

28 **A. ON MINUTES OF THE 58TH REGULAR SESSION ON OCTOBER 16, 2023**

29 **MOTION NO. 27225-2023**

30 MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE PREVIOUS REGULAR
31 SESSION ON OCTOBER 16, 2023, AND TO CONSIDER THE FURNISHING OF COPIES THEREOF TO
32 EACH MEMBER AS THE READING ITSELF

33 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors John Michael L. Seno,
34 Malvern A. Esparcia and Romeo V. Calizo, UNANIMOUSLY CARRIED.

35 **MOTION NO. 27226-2023**

36 MOTION TO APPROVE THE MINUTES OF THE PREVIOUS REGULAR SESSION ON OCTOBER 16,
37 2023

38 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Yevonna Yacine B.
39 Emano, John Michael L. Seno and Agapito Eriberto G. Suan, UNANIMOUSLY CARRIED.

40 **C. ON MINUTES OF THE 59TH REGULAR SESSION ON OCTOBER 23, 2023**

41 **MOTION NO. 27227-2023**

42 MOTION TO DEFER ACTION ON PROPOSED ORDINANCE NO. 2023-283 - ESTABLISHING THE
43 PALENG-QR PH PLUS PROGRAM OF CAGAYAN DE ORO CITY, AND ENJOINING FOR THE PURPOSE
44 PUBLIC MARKET VENDORS, SARI-SARI STORE OWNERS, TRICYCLE OPERATORS AND DRIVER

45 ASSOCIATIONS AND OTHER LOCAL MERCHANTS TO ADOPT THE QR PH DIGITAL PAYMENT, AND
46 FOR OTHER PURPOSES; AND TO REFER BACK THE SAME TO THE COMMITTEE ON TRADE AND
47 COMMERCE FOR FURTHER STUDY

48 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor Roger G. Abaday,
49 UNANIMOUSLY CARRIED.

50 **RESOLUTION NO. 14726-2023**

51 RESOLUTION CONSTITUTING THE CITY COUNCIL AS A COMMITTEE OF THE WHOLE TO
52 DELIBERATE ON THE CAGAYAN DE ORO CITY EXECUTIVE BUDGET (GENERAL FUND AND SPECIAL
53 ACCOUNT-ECONOMIC ENTERPRISES/UTILITIES) FOR CY 2024; AND FOR THIS PURPOSE,
54 SUSPENDING ALL COMMITTEE MEETINGS FOR THE DURATION THEREOF EXCEPT IN CASES
55 INVOLVING MEASURES CERTIFIED AS URGENT AND WITHOUT PREJUDICE TO THE SUBMISSION
56 OF DOCUMENTS TO COMMITTEE MEMBERS FOR PERUSAL

57 Moved by Councilor Yan Lam S. Lim, duly seconded by Councilors John Michael L. Seno,
58 Jose Pepe S. Abbu, Jr. and Christian Rustico M. Achas, UNANIMOUSLY APPROVED.

59 **MOTION NO. 27228-2023**

60 MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14726-2023**

61 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors John Michael L. Seno,
62 and George S. Goking, UNANIMOUSLY CARRIED.

63 **RESOLUTION NO. 14727-2023**

64 RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF BARANGAY NO. 16, THIS CITY, ITS
65 ORDINANCE NO. 002-2023, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 2023 WITH AN
66 ESTIMATED INCOME OF ₱840,346.00, WITH THE INFORMATION THAT SAID ORDINANCE IS
67 OPERATIVE IN ITS ENTIRETY

68 Moved by Councilor Roger G. Abaday, duly seconded by Councilors John Michael L. Seno
69 and Edgar S. Cabanlas, UNANIMOUSLY APPROVED.

70 **MOTION NO. 27229-2023**

71 MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14727-2023**

72 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors John Michael L. Seno,
73 and George S. Goking, UNANIMOUSLY CARRIED.

74 **ORDINANCE NO. 14657-2023**

75 AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING
76 THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO ENTER INTO AND SIGN THE MEMORANDUM
77 OF UNDERTAKING (MOU) WITH THE DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS-CAGAYAN
78 DE ORO CITY 1ST DISTRICT ENGINEERING OFFICE, REPRESENTED BY ITS OIC-DISTRICT
79 ENGINEER, ANA LEE M. MANZANO, COVERING THE COLLABORATION OF THE PARTIES IN THE
80 IMPLEMENTATION OF THE CY 2023 FARM-TO-MARKET ROAD (FMR) PROJECTS LOCATED IN
81 BARANGAY TAGPANGI AND BARANGAY LUMBIA, BOTH THIS CITY, UNDER THE TERMS AND
82 CONDITIONS STIPULATED IN THE MOU HERETO ATTACHED; AND FOR THIS PURPOSE,
83 APPROPRIATING THE SUM OF ₱2,700,000.00 FROM THE ITEM: "SPECIAL PROGRAMS/PROJECTS:
84 UPGRADING/CONCRETING OF FARM TO MARKET ROAD (LGU EQUITY) UNDER THE
85 AGRICULTURAL PRODUCTIVITY OFFICE (APO)" IN THE 2023 ANNUAL BUDGET, TO BE MADE
86 AVAILABLE FOR THE CITY'S 10% COUNTERPART FUND FOR THE (1) CONCRETING OF BARANGAY
87 TAGPANGI FMR (₱1,500,000.00), AND (2) CONCRETING OF BARANGAY LUMBIA FMR
88 (₱1,200,000.00)

89 Moved by Councilor Jay R. Pascual, duly seconded by Councilors John Michael L. Seno and
90 Romeo V. Calizo, UNANIMOUSLY APPROVED.

91

MOTION NO. 27230-2023

92

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14657-2023**

93

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors John Michael L. Seno and Romeo V. Calizo, UNANIMOUSLY CARRIED.

94

95

ORDINANCE NO. 14658-2023

96

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 HEALTH-CENTER FOR HEALTH DEVELOPMENT NORTHERN MINDANAO (DOH CHD NM), REPRESENTED BY ITS REGIONAL DIRECTOR, JOSE R. LLACUNA, MD, MPH, CESO III, COVERING THE IMPLEMENTATION OF THE HEALTHY SETTINGS PROGRAM FOR FY 2023, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

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Moved by Councilor Maria Lourdes S. Gaane, duly seconded by Councilors Roger G. Abaday and Romeo V. Calizo, UNANIMOUSLY APPROVED.

104

105

MOTION NO. 27231-2023

106

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14658-2023**

107

Moved by Edgar S. Cabanlas, duly seconded by Councilor Romeo V. Calizo, UNANIMOUSLY CARRIED.

108

109

ORDINANCE NO. 14659-2023

110

AN ORDINANCE PROVIDING FOR THE COMPREHENSIVE CODE FOR THE STUDENTS' RIGHTS AND WELFARE OF CAGAYAN DE ORO CITY; PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES

111

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113

Moved by Councilor John Michael L. Seno, duly seconded by Councilors Yevonna Yacine B. Emano and Romeo V. Calizo, UNANIMOUSLY APPROVED.

114

115

MOTION NO. 27232-2023

116

MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14659-2023**

117

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Romeo V. Calizo and James K. Judith II, UNANIMOUSLY CARRIED.

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119

MOTION NO. 27233-2023

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MOTION TO DEFER ACTION ON PROPOSED ORDINANCE NO. 2023-324 - CREATING THE ENGINEERING AND INFRASTRUCTURE MANAGEMENT BOARD, PROVIDING FOR ITS COMPOSITION AND FUNCTIONS, AND FOR OTHER PURPOSES; AND TO REFER BACK THE SAME TO THE COMMITTEE ON LAWS AND RULES FOR FURTHER STUDY

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Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Romeo V. Calizo and James K. Judith II, UNANIMOUSLY CARRIED.

125

126

ORDINANCE NO. 14660-2023

127

AN ORDINANCE APPROVING THE PRELIMINARY SUBDIVISION DEVELOPMENT PLAN (PSDP) OF THE ORCHARD DISTRICT (UNDER TOWNSHIP DEVELOPMENT PROJECT), LOCATED IN BARANGAY BALULANG, THIS CITY, WITH AN AREA OF 440,660 SQUARE METERS, CONTAINING 175 LOTS (UNDER PD 957), AS APPLIED FOR BY THE JOHNDORF VENTURES CORPORATION, REPRESENTED BY MR. GEORGE NORMAN PATAYON, PROJECT DEVELOPMENT MANAGER OF CEBU, DAVAO AND ESTATES; SUBJECT TO THE COMPLIANCE OF THE CONDITIONS IMPOSED BY THE CITY ENGINEERING OFFICE, CITY HOUSING AND URBAN DEVELOPMENT DEPARTMENT AND THE CITY HOUSING BOARD

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135 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilor Roger G. Abaday,
136 UNANIMOUSLY APPROVED.

137 **MOTION NO. 27234-2023**

138 MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14660-2023**

139 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors James K. Judith II,
140 UNANIMOUSLY CARRIED.

141 **MOTION NO. 27235-2023**

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

143 **9) PROPOSED ORDINANCE NO. 2023-326** – authorizing the Honorable City Mayor
144 Rolando A. Uy, representing the City Government of Cagayan de Oro, to borrow and
145 contract a loan with the Land Bank of the Philippines (LBP) in the total amount of
146 ₱2,700,000,000.00, for the acquisition of land with a total area of 229,043 square meters
147 covered by TCT No. 137-201400127 located in Barangay Carmen, Cagayan de Oro City,
148 under the name of Susan Cid Española, Joseph M. Cid and Christine Cid Tan, and for the
149 construction of the New City Hall Complex and Land Development, itemized as follows:

<u>Purpose of Loan</u>	<u>Amount</u>
Cagayan de Oro Government Center and Eco-Tourism Site	
A. Land Acquisition	₱ 1,530,000,000.00
B. Land Development	250,000,000.00
C. Construction of New City Hall Building Complex	920,000,000.00
Total	₱ 2,700,000,000.00

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

151 **10) PROPOSED RESOLUTION NO. 2023-524** – commending Professor Cipriano de Guzman,
152 Jr. of the Liceo de Cagayan University Conservatory of Music, Theatre and Dance for being
153 the first Filipino featured in full Italian Opera in Campobasso, Italy. *(Subject to styling)*

154 Proponents: *Councilor Suzette G. Magtajas-Daba & all members*

155 **11) PROPOSED RESOLUTION NO. 2023-525** – commending and congratulating Mr. Horst
156 Hans Bäcker, Associate Dean of the Liceo de Cagayan Conservatory of Music, Theatre, and
157 Dance for winning second place during the 2022 WorldVision Composers Contest.

158 Proponents: *Councilor Suzette G. Magtajas-Daba & all members*

159 **12) PROPOSED RESOLUTION NO. 2023-526** – suspending the Regular Sessions of the 20th
160 City Council (*Sangguniang Panlungsod*) on October 31, 2023 and on November 6, 2023 in view
161 of the holding of the Barangay and Sangguniang Kabataan Elections (BSKE) and in
162 deference to the observance of the All Souls Day and All Saints Day, without prejudice to
163 the holding of Special Session(s) as provided for in the Internal Rules of Procedure (IRP) of
164 this Body.

165 Proponents: *All members*

166 **13) PROPOSED ORDINANCE NO. 2023-327** – approving the application of the Northern
167 Mindanao GameFowl Breeders Association R10, Inc. (NMGBA), represented by Mr. Victor P.
168 Cabeltes, for a permit to conduct a One-Day 2 Wins Cockfight on November 2, 2023 at the
169 Indahag Square Garden, Sitio Lomboy, Barangay Indahag, this City.

170 **14) PROPOSED ORDINANCE NO. 2023-328** - approving the application of the Northern
171 Mindanao GameFowl Breeders Association R10, Inc. (NMGBA), represented by Mr. Victor P.
172 Cabeltes, for a permit to conduct a Three-Day 3-Stag Derby on December 20-22, 2023 at
173 the Indahag Square Garden, Sitio Lomboy, Barangay Indahag, this City.

174 **15) PROPOSED RESOLUTION NO. 2023-527** – requesting Honorable City Mayor Rolando
 175 A. Uy to issue an Executive Order regulating the visiting hours in all public and private
 176 cemeteries during the All Souls Day and All Saints Day as recommended by the Cagayan de
 177 Oro City Police Office. *(subject to styling)*

178 *Proponent: Councilor Romeo V. Calizo*

179 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors John Michael L. Seno
 180 and Romeo V. Calizo, UNANIMOUSLY CARRIED.

181 **ORDINANCE NO. 14661-2023**

182 AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING
 183 THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO BORROW AND CONTRACT A LOAN WITH THE
 184 LAND BANK OF THE PHILIPPINES (LBP) IN THE TOTAL AMOUNT OF ₱2,700,000,000.00, FOR THE
 185 ACQUISITION OF LAND WITH A TOTAL AREA OF 229,043 SQUARE METERS COVERED BY TCT NO.
 186 137-201400127 LOCATED IN BARANGAY CARMEN, CAGAYAN DE ORO CITY, UNDER THE NAME
 187 OF SUSAN CID ESPAÑOLA, JOSEPH M. CID AND CHRISTINE CID TAN, AND FOR THE
 188 CONSTRUCTION OF THE NEW CITY HALL COMPLEX AND LAND DEVELOPMENT AS SPECIFIED
 189 HEREIN

190 Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present,
 191 APPROVED BY MAJORITY.

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

192 **MOTION NO. 27236-2023**

193 MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14661-2023**

194 Moved by Councilor Edgar S. Cabanlas, severally seconded by the members present,
 195 CARRIED BY MAJORITY.

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

196 **RESOLUTION NO. 14728-2023**

197 RESOLUTION COMMENDING PROFESSOR CIPRIANO DE GUZMAN, JR. OF THE LICEO DE
 198 CAGAYAN UNIVERSITY CONSERVATORY OF MUSIC, THEATRE AND DANCE, FOR BEING THE FIRST
 199 FILIPINO FEATURED IN FULL ITALIAN OPERA IN CAMPOBASSO, ITALY

200 *Proponents: Councilor Suzette G. Magtajas-Daba & all members*

201 Moved by Councilor Suzette G. Magtajas-Daba, duly seconded by Councilors John Michael
 202 L. Seno and Edgar S. Cabanlas, UNANIMOUSLY APPROVED.

203

MOTION NO. 27237-2023

204

MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14728-2023**

205

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Romeo V. Calizo and John Michael L. Seno, UNANIMOUSLY CARRIED.

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207

RESOLUTION NO. 14729-2023

208

RESOLUTION COMMENDING AND CONGRATULATING MR. HORST HANS BÄCKER, ASSOCIATE DEAN OF THE LICEO DE CAGAYAN CONSERVATORY OF MUSIC, THEATRE AND DANCE, FOR WINNING SECOND PLACE DURING THE 2022 WORLDVISION COMPOSERS CONTEST

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Proponents: Councilor Suzette G. Magtajas-Daba & all members

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Moved by Councilor Suzette G. Magtajas-Daba, duly seconded by Councilors Edgar S. Cabanlas and John Michael L. Seno, UNANIMOUSLY APPROVED.

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214

MOTION NO. 27238-2023

215

MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14729-2023**

216

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Romeo V. Calizo, UNANIMOUSLY CARRIED.

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RESOLUTION NO. 14730-2023

219

RESOLUTION SUSPENDING THE REGULAR SESSIONS OF THE 20TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) ON OCTOBER 31, 2023 AND ON NOVEMBER 6, 2023 IN VIEW OF THE HOLDING OF THE BARANGAY AND SANGGUNIANG KABATAAN ELECTIONS (BSKE) AND IN DEFERENCE TO THE OBSERVANCE OF THE ALL SOULS DAY AND ALL SAINTS DAY, WITHOUT PREJUDICE TO THE HOLDING OF SPECIAL SESSION(S) AS PROVIDED FOR IN THE INTERNAL RULES OF PROCEDURE (IRP) OF THIS BODY

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Proponents: All members

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Moved by Councilor Roger G. Abaday, duly seconded by Councilors Romeo V. Calizo and George S. Goking, UNANIMOUSLY APPROVED.

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228

MOTION NO. 27239-2023

229

MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14730-2023**

230

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Jay R. Pascual and Malvern A. Esparcia, UNANIMOUSLY CARRIED.

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232

ORDINANCE NO. 14662-2023

233

AN ORDINANCE APPROVING THE APPLICATION OF THE NORTHERN MINDANAO GAMEFOWL BREEDERS ASSOCIATION R10, INC. (NMGBA), REPRESENTED BY MR. VICTOR P. CABELTES, FOR A PERMIT TO CONDUCT A ONE-DAY 2 WINS COCKFIGHT ON NOVEMBER 2, 2023 AT THE INDAHAG SQUARE GARDEN, SITIO LOMBOY, BARANGAY INDAHAG, THIS CITY

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Moved by Councilor Roger G. Abaday, duly seconded by Councilors Edgar S. Cabanlas and Malvern A. Esparcia, UNANIMOUSLY APPROVED, with Councilor Jose Pepe S. Abbu, Jr., abstaining.

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MOTION NO. 27240-2023

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MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14662-2023**

241

Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Roger G. Abaday and James K. Judith II, UNANIMOUSLY CARRIED.

242

243

ORDINANCE NO. 14663-2023

244 AN ORDINANCE APPROVING THE APPLICATION OF THE NORTHERN MINDANAO GAMEFOWL
245 BREEDERS ASSOCIATION R10, INC. (NMGBA), REPRESENTED BY MR. VICTOR P. CABELTES, FOR A
246 PERMIT TO CONDUCT A THREE-DAY 3-STAG DERBY ON DECEMBER 20-22, 2023 AT THE INDAHAG
247 SQUARE GARDEN, SITIO LOMBOY, BARANGAY INDAHAG, THIS CITY

248 Moved by Councilor Roger G. Abaday, duly seconded by Councilors Jose Pepe S. Abbu, Jr.
249 and Malvern A. Esparcia, UNANIMOUSLY APPROVED.

250

MOTION NO. 27241-2023

251 MOTION TO APPROVE ON SECOND AND FINAL READING **ORDINANCE NO. 14663-2023**

252 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Malvern A. Esparcia
253 and Jose Pepe S. Abbu, Jr., UNANIMOUSLY CARRIED.

254

RESOLUTION NO. 14731-2023

255 RESOLUTION RECOMMENDING TO THE HONORABLE CITY MAYOR ROLANDO A. UY THE
256 ISSUANCE OF AN EXECUTIVE ORDER REGULATING THE VISITING SCHEDULE IN ALL PUBLIC AND
257 PRIVATE CEMETERIES/MEMORIAL PARKS IN THE CITY FROM 6:00 A.M. TO 10:00 P.M. FOR THE
258 PERIOD OF OCTOBER 31, 2023 TO NOVEMBER 2, 2023, PER REQUEST OF THE CAGAYAN DE ORO
259 CITY POLICE OFFICE (COCPO), AND TO EMPHASIZE IN THE SAID E.O. THE PROHIBITIONS ON
260 THE SELLING OR BRINGING OF INTOXICATING LIQUOR; CARRYING FIREARMS AND OTHER
261 DEADLY WEAPONS; ILLEGAL GAMBLING; SMOKING; AND KARAOKE AND THE MAINTENANCE
262 OF CLEANLINESS AND SANITATION THEREAT

263 *Proponent: Councilor Romeo V. Calizo*

264 Moved by Councilor Romeo V. Calizo, duly seconded by Councilors Malvern A. Esparcia and
265 Roger G. Abaday, UNANIMOUSLY APPROVED.

266

MOTION NO. 27242-2023

267 MOTION TO APPROVE ON SECOND READING **RESOLUTION NO. 14731-2023**

268 Moved by Councilor Edgar S. Cabanlas, duly seconded by Councilors Jose Pepe S. Abbu, Jr.
269 and Malvern A. Esparcia, UNANIMOUSLY CARRIED.

270

MOTION NO. 27243-2023

271 MOTION TO ADJOURN THE 59TH REGULAR SESSION OF THE 20TH CITY COUNCIL (SANGGUNIANG
272 PANLUNGSOD) OF CAGAYAN DE ORO

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

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The session adjourned at 5:32 PM, October 23, 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. 14657-2023

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 UNDERTAKING (MOU) WITH THE DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS-CAGAYAN DE ORO CITY 1ST DISTRICT ENGINEERING OFFICE, REPRESENTED BY ITS OIC-DISTRICT ENGINEER, ANA LEE M. MANZANO, COVERING THE COLLABORATION OF THE PARTIES IN THE IMPLEMENTATION OF THE CY 2023 FARM-TO-MARKET ROAD (FMR) PROJECTS LOCATED IN BARANGAY TAGPANGI AND BARANGAY LUMBIA, BOTH THIS CITY, UNDER THE TERMS AND CONDITIONS STIPULATED IN THE MOU HERETO ATTACHED; APPROPRIATING FUNDS THEREFOR, AND FOR OTHER PURPOSES

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 Undertaking (MOU) with the Department of Public Works and Highways-Cagayan de Oro City 1st District Engineering Office, represented by its OIC-District Engineer, Ana Lee M. Manzano, covering the collaboration of the parties in the implementation of the CY 2023 Farm-to-Market Road (FMR) Projects located in Barangay Tagpangi and Barangay Lumbia, both this City, under the terms and conditions stipulated in the MOU hereto attached.

SECTION 2. For this purpose, the sum of ₱2,700,000.00 is hereby appropriated from the item: "Special Programs/Projects: Upgrading/Concreting of Farm to Market Road (LGU Equity) under the Agricultural Productivity Office (APO)" in the 2023 Annual Budget, to be made available for the City's 10% Counterpart Fund for the (1) Concreting of Barangay Tagpangi FMR (₱1,500,000.00), and (2) Concreting of Barangay Lumbia FMR (₱1,200,000.00).

SECTION 3. The aforestated MOU consisting of five (5) pages on file with the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

SECTION 4. This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

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

ENACTED this 23rd day of October 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. 14658-2023

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 HEALTH-CENTER FOR HEALTH DEVELOPMENT NORTHERN MINDANAO (DOH CHD NM), REPRESENTED BY ITS REGIONAL DIRECTOR, JOSE R. LLACUNA, JR., MD, MPH, CESO III, COVERING THE IMPLEMENTATION OF THE HEALTHY SETTINGS PROGRAM FOR FY 2023, 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 Health-Center for Health Development Northern Mindanao (DOH CHD NM), *represented by its Regional Director, Jose R. Llacuna, Jr., MD, MPH, CESO III*, covering the implementation of the Healthy Settings Program for FY 2023, under the terms and conditions stipulated therein.

SECTION 2. The aforesated 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.

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

ENACTED this 23rd day of October 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



**cagayan
de Oro**
city of golden friendship

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL

(088) 857-2258; 857-4029; 857-4032; 857-4035
www.cdeocitycouncil.com



ORDINANCE NO. 14659-2023

AN ORDINANCE PROVIDING FOR THE COMPREHENSIVE CODE FOR THE STUDENTS' RIGHTS AND WELFARE OF CAGAYAN DE ORO CITY, AND FOR OTHER PURPOSES

WHEREAS, Section 1, Article XIV of the 1987 Philippine Constitution mandates the government "... to protect and promote the rights of all citizens to quality education at all levels and... to make such education accessible to all";

WHEREAS, Section 2, Sub-Section 3, Article XIV of the 1987 Philippine Constitution mandates the government to "Establish and maintain a system of scholarship grants, student loan programs, subsidies, and other incentives which shall be available to deserving students in both public and private schools, specially to under-privileged;"

WHEREAS, Section 13, Article II of the 1987 Constitution provides that "The State recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual and social well-being. It shall inculcate in the youth patriotism, nationalism and courage their involvement in public and civic affairs";

WHEREAS, Section 2, Sub-Section 4, Article XIV of the 1987 Philippine Constitution mandates the government "Encourage...informal, and indigenous learning systems, ...particularly those that respond to community needs;"

WHEREAS, the Local Government Code of 1991 (Republic Act No. 7160) accords every local government unit power and authority to promote the general welfare within its territorial jurisdiction;

WHEREAS, the Manual of Regulations for Private Higher Education of 2008 (CMO 40, s. 2008) declares that its provisions are to attain purposes of higher education, to give meaning to academic freedom, to institute reasonable supervision & regulation, & to accelerate the development of higher education institutions;

WHEREAS, the 2010 Revised Manual of Regulations for Private Schools in Basic Education (DO 88, s. 2010) declares that its provisions are to protect & promote the right of all citizens to quality education at all levels & shall take appropriate steps to make such education accessible to all;

WHEREAS, the Magna Carta of Students is being proposed as a means of recognizing and protecting the rights and welfare of the Philippine Studentry;

WHEREAS, the proposed ordinance on the Magna Carta for Students, likewise, seek to recognize, protect and promote the students' right to admission and quality education, right to organize among themselves, right to participate in policy making of the schools, right to free expression and information, right to academic freedom and right to due process in disciplinary proceedings, among others;

WHEREAS, the City Government of Cagayan de Oro is a regional center of education with numerous academic and technical vocational institutions in all year levels;

WHEREAS, the City Government of Cagayan de Oro is one with the national purpose in protecting and promoting the rights of students;

WHEREAS, The City Government of Cagayan de Oro deems it necessary to pass a Magna Carta for Students that shall be implemented within the territorial jurisdiction of Cagayan de Oro City to empower the students' will, in protecting and promoting their rights;

NOW, THEREFORE:

BE IT ORDAINED by the Sangguniang Panlungsod of Cagayan de Oro City, in session assembled that:



ARTICLE I – GENERAL PROVISIONS

SECTION 1. Title. - This ordinance shall be known as the Cagayan de Oro Students Rights and Welfare Code and shall be cited as the "**Oro STRAW Code**".

SECTION 2. Declaration of Policy. - In accordance with the 1987 Philippine Constitution, the City of Cagayan de Oro hereby adopts the following policies:

- a) It is the policy of the City to protect and promote the physical, mental, spiritual, intellectual and social well-being of the students. Toward this end, educational institutions shall inculcate in them patriotism and nationalism, encourage critical and creative thinking, strengthen ethical and spiritual values and teach the rights and duties of citizenship.
- b) The City shall promote the rights of all citizens regardless of sexual orientation, age, beliefs, socio-economic status, physical conditions, political or other affiliation to relevant and quality education at all levels.
- c) The City shall protect the rights of students to enable them to participate actively and effectively in the democratic processes of effecting progressive and developmental changes in society.

SECTION 3. General Principles. - In accordance to the 1987 Philippine Constitution, the City of Cagayan de Oro hereby declares the following as basic guiding principles:

- a) The City shall ensure that relevant and quality education shall be accessible to all;
- b) The City recognizes the role of the student council and other school organizations in the promotion and protection of the students' democratic rights and their participation in the formulation of school policies directly affecting students;
- c) The City shall recognize the use of publications as the principal medium of free expression, dissemination of information, and interaction among the different sectors of the academic community;
- d) The responsibility to provide and maintain general conditions conducive to learning is shared by all members of the academic community;
- e) The City shall promote the active participation of students in effecting change and development in society;
- f) The personal right and dignity of students shall be held inviolable and shall take precedence over any academic goal set by any school.

SECTION 4. General Scope:

- a) This Ordinance shall apply to all Private and Public Tertiary, Technical and Secondary Educational Institutions, as well as homeschools, special education schools, and alternative learning systems found within the territorial jurisdiction of Cagayan de Oro City.
- b) Students have the right to decide on what legal actions they want to consider whenever decision making is needed with the support of the Magna Carta of Students' Rights and Welfare of each academic institution.
- c) Secondary students shall be under the supervision of their legal guardians and school administration when it pertains to moral principles that might affect the student's well-being.

ARTICLE II – DEFINITION OF TERMS

SECTION 5. Definitions. - As used in this Ordinance:

- a) "**Student**" means any person enrolled in senior high school secondary, post-secondary, tertiary, graduate, and post-graduate, even if in leave for the semester or with minimum



- course load, including those enrolled in vocational and technical education and subject to existing rules, charter or laws;
- b) **"School"** refers to an institution for learning in tertiary, technical and secondary levels as well as homeschools, special education schools, and alternative learning systems, whether operated privately or publicly. For purposes of this Ordinance, the term shall include institutions for technical-vocational education, faculty and non-teaching personnel;
 - c) **"School Campus"** means the totality of all contiguous or proximate buildings, grounds or other facilities designated by the school authorities as areas or facilities for the use of its students; a school may consist of more than one campus;
 - d) **"Governing Board"** means the highest policy making body of the school such as the Principal's or President's Council, Board of Directors, Trustees or Regents;
 - e) **"School Administration"** means the administrative body and personnel of the school that operates in the day-to-day operations of the schools such as the Office of Student Affairs, Student Activities and Leadership Coordinator, Vice President for Administration, Assistant Principals, Principals and or its equivalent;
 - f) **"School Campus"** means the totality of all contiguous or proximate buildings, grounds or other facilities designated by school authorities as areas or facilities for the use of its students; a school may consist of more than one campus.
 - g) **"Sexual Orientation"** refers to the direction of an individual's sexuality, normally conceived of as falling into several significant categories based around the sex or gender that the individual finds attractive;
 - h) **"Student Council or Student Government"** is the collective term to refer to the representatives of students in a school or of students in different independent units in a school, like a college in a university. A designated student population annually elects members of the student council or of the student government at large following election rules in the character or constitution of the student council or the student government;
 - i) **"Jurisdiction"** means authority over a geographic area which legal authority extends to hear and determine causes of action. Specifically, over the City of Cagayan de Oro;
 - j) **"Student Publication"** is the collective term that shall refer to a publication in a school that issues any material or other media form that is independently published by students, and which meets the needs and interests of the student body;
 - k) **"Student Organization"** refers to organizations established for the purpose of catering various student interests including but not limited to, leadership, social service, arts, and sciences within the respective institution;
 - l) **"Tuition"** refers to amounts paid to receive education in a school; and
 - m) **"Other School Fees"** refer to fees other than tuition. These include library and athletic fees, laboratory fees, entrance fees. National Service Training Program fees, student council or student government fees, graduation fees, medical and dental fees, and other similar fees.
 - n) **"Personal Relationship"** refers to an ongoing romantic or intimate personal relationship that can include, but is not limited to, dating, living together or being a partner or significant other.
 - o) **"Personal Close Relationship"** refers to a financial, family or sexual relationship or a relationship that involves a degree of intimacy beyond that normally present between members of staff with students, work colleagues or other members of the community
 - p) **"Seclusion or Solitude"** refers to the quality or state of being alone.
 - q) **"Peaceful Protest Actions"** refer to actions that are nonviolent in nature that do not cause harm to public safety.

ARTICLE III – RIGHTS AND EMPOWERMENT

SECTION 6. Freedom of Access to Education - Subject to fair, reasonable and equitable admission requirements, no student shall be denied admission to any school and of financial aid



scholarship and other educational privileges and opportunities because of physical disability, socio-economic status, political belief and affiliation, national origin, ancestry, race, religion, sex, sexual orientation, marital or parental status, and to the extent specified by law, age or veteran status be discriminated against.

A student shall have the right to freely choose their field of study subject to existing academic policy and curricula, and to continue their course up to graduation except in cases of academic deficiency or violation of disciplinary regulations that do not infringe upon the exercise of student rights. For this purpose, the schools shall undertake to inform students of the rules and regulations regarding academic matters as well as student conduct and discipline in a manner consistent with the requirements of due process.

- a) If a student is pregnant and wants to enroll, there shall be a consent from a medical professional stating that the student is able to attend schooling. For under 18 years old pregnant students who want to attend schooling, there shall be an amicable agreement between the parents and the school;
- b) If a Person with Special Needs (PWSN) requiring special assistance wants to enroll, he or she may have a personal assistant to assist him/her in entering the school and attending classes provided a written request is submitted by said student.

SECTION 7. Right to Competent Instruction and Accessible, Quality, Relevant Education -

Students have the right to an accessible, competent, holistic, quality and relevant education that is essential to personal development and to the development of the nation. Schools are required to implement periodic assessment and/or evaluation mechanisms for students. The conduct of such assessments and/or evaluation shall be the obligation of the school administration. During the student's evaluation, the results must be confidential. Only authorized personnel deemed by the school may have access to the data.

SECTION 8. Right to Organize and Freedom of Association - The right of students to form, assist or join organizations, alliances, or federations shall not be abridged.

- a) The student council or the student government shall formulate guidelines and or adopt mechanisms for the accreditation of student organizations. Such guidelines or mechanisms shall be in coordination with the Office of Student Affairs and/or Services.
- b) The accreditation requirements shall not unduly restrict the right of students to organize and may include submission of documentary requirements such as a written application for accreditation, a copy of the constitution and by-laws of the organization, a general plan of action or list of activities, list of incumbent officers, a list of members, and pertinent documents.
- c) Accredited student organizations shall coordinate with the Office of Student Affairs for on- and off-campus programs and activities.
- d) The student organization's executive board shall be composed of students. The organization shall have the option of having a faculty adviser who has the sole role of providing support and assistance. The provision of the faculty adviser shall be made under the suggestion of the school administration but whose approval is ultimately under the student organization's executive board's discretion.

SECTION 9. Right to Establish a Student Government - There shall be a student council or student government recognized in every school as the case may be.

- a) In schools where there is no existing student council or student government, schools shall recognize the right of students to govern themselves as a student body and to be transparent and accountable to their constituents. Schools must ensure transparency in the development of guidelines and procedures for the student government.
- b) In schools where there are existing student councils or student governments, student representation shall still be lodged in the duly elected student councils or student



governments. The existing procedure for the election of members of student councils or student governments may be retained and enforced.

- c) A "student council or student government fee" may be collected from students, subject to existing rules and regulations by the Department of Education and the Commission on Higher Education, to finance the operations of the student council or student government, the amount of which shall be determined by the student council or student government in consultation with the student body and should be consistent with the student council or student government's general plan of action or list of activities for a specific term. The school administration shall facilitate the collection of the student council or student government fee and shall turn over the collected amount to the student council or student government within fifteen (15) days after the start of the semester or school period. The collected fees must be judiciously disposed for student services. To ensure transparency and accountability in the usage of the collected fees, the student council or student government shall release a financial report at the end of its term. To take effect, a proposal to increase the student council or student government fee shall require a vote of simple majority by the designated student population.

SECTION 10. Freedom of Expression - Freedom of expression shall be interpreted to include all forms of written, oral, and dramatic, artistic expression, and other forms.

- a) Students shall have access to print, broadcast media, and Internet in their information activities and shall also have the right to print, circulate and/or mount leaflets, newsletters, posters, wall news, petitions and such other materials subject to the institutional policies and guidelines of the institution
- b) Student publications shall have the right to determine its policies and programs, and enjoy editorial and fiscal autonomy, as well as other rights as stipulated in Republic Act No. 7079, and other existing rules and policies. They shall be free from prior restraint.
- c) Subject to existing laws, students shall have the right to freely express their views and opinions, provided that all forms of expressions do not contain obscene, defamatory, and unlawful remarks.

SECTION 11. Academic Rights and Freedom - Students' academic freedom and rights shall include but not limited to the following:

- a) To freely choose their fields of study subject to the admission requirement of the institution/program/ curricula and to continue their course up to graduation except in case of academic deficiency or violation of disciplinary regulations, which do not infringe upon the exercise of student right;
- b) To conduct inquiry/survey within the campus in circular activities subject to the institutional approval;
- c) To legitimate discussions inside and outside the classroom and to express dissent or advocate alternative views and opinions without being penalized and subject to existing laws;
- d) To conduct academic research and to freely discuss and publish their findings and recommendations;
- e) To decide and choose actions according to personal and political beliefs, and be free from the imposition of any thought, ideology, or principle;
- f) To freely discuss and criticize university policies and national policies.

SECTION 12. Right to Adequate Academic Facilities and Adequate Welfare Services - It shall be the responsibility of the school administration to provide students with adequate academic facilities and adequate welfare services. It shall be the responsibility of the school authorities to provide students with adequate laboratory, library, research, recreation and physical education facilities:



- a) **Health Facilities.** - School authorities shall have provision of primary health care and wellness programs. This shall be administered by a licensed medical, dental, and allied professional to all students. There shall be adequate facilities for healthcare and updated health records including disability records for students with special needs that are kept and maintained as required by the Department of Health and other related agencies. School authorities shall, as far as practicable, provide free annual physical check-up to students.
- b) **Learning Facilities.** - It shall be the responsibility of school authorities to provide students with quality and adequate academic facilities such as laboratories, Information Communication Technology (ICT) Lab with operational equipment, updated library resources and research, recreation, sports and fitness and other basic facilities. Students/student organizations have the right to access or use the campus facilities free from discrimination.
- c) No school shall charge the students with excessive fees in the use or availing such facilities or services. Every school shall provide the students with clear guidelines of any additional costs, which may be incurred while studying before they enter a school.
- d) Students/student organizations have the right to access or use of campus facilities free from discrimination.
- e) The school shall provide, free of charge, a hall or building within the school campus where student organizations may establish its office or permanent meeting area. Furthermore, the school administration shall allow student organizations to use school facilities for their activities free of charge.
- f) School authorities shall designate a certain area on every campus a freedom park where students can freely discuss issues directly and indirectly affecting them.

SECTION 13. Right to Consultation, Information and Participation in Policy-making of the School. - The students' right to be informed and consulted should not be abridged, to wit:

- a) Students have the right to participate in the consultation process about the school's policy formulation on subjects/matters that directly or indirectly influence the welfare of students (*e.g.*, tuition fee increases, additional service charges, and many others).
- b) Access to personal records and other pertinent documents and papers shall be afforded to concerned students subject to reasonable regulation that may be imposed such as time of examining the documents and other papers to prevent losses or damages of the same.
- c) Subject to existing laws, to ensure that student perspective be given utmost consideration, students, thru their student government representatives, have the right to participate and be a member in the policy making bodies in the school governing board such as Academic Council, President's/Principal's Council, and/or its equivalent.

SECTION 14. Rights to Due Process in Disciplinary Proceedings - The right to due process of students subjected to disciplinary proceedings shall be observed and respected.

- a) They shall have the right to defend themselves, to be heard, and to present evidence on their behalf before an impartial body.
- b) To ensure impartiality, it is recommended that an independent student disciplinary board composed of representatives from the school administration, faculty, and students, conduct investigation on cases of involving violations of the school's disciplinary standards.
- c) The blacklisting, expulsion, suspension and other disciplinary sanctions that may be taken against a student shall not be valid unless the following rights have been observed and accorded a student:
 - 1) The right to be informed in writing of the nature and cause of accusation against them;
 - 2) The right to confront witnesses against them and full access to the evidence in the case;
 - 3) The right to defend themselves and to be defended by a representative or counsel of their choice, adequate time being given for the preparation of their defense;



- 4) The right to have a fair and reasonable opportunity to explain their respective sides of the controversy;
 - 5) The right against self-incrimination;
 - 6) The right to appeal the adverse decisions of the Student Disciplinary Board to the governing board and ultimately to the appropriate agencies of the government.
- d) The decision in any disciplinary proceeding must be rendered on the basis of relevant and substantial evidence presented at the hearing, or at least contained in the record and disclosed to the student affected. The deciding body must act on its own independent consideration of the facts of the case. The body, shall, in all controversial questions render its decisions in such a manner that the issue involved and the reason for any decision are made clear to the student.
 - e) Disciplinary actions shall be corrective rather than punitive or penal in nature. The gravity of disciplinary sanctions must be proportionate to the seriousness of the violation committed;
 - f) No preventive suspension shall be imposed upon a student by reason on the exercise of their Constitutional Rights; *Provided*, That in cases where preventive suspension may be imposed, the same shall not be beyond five (5) days.
 - g) The Office of the Guidance Counselor or any office dealing with student discipline of the respective schools shall publish, on a periodic basis, acts which are deemed violative of school rules and regulations and its corresponding disciplinary sanctions. *Provided*, that such rules and regulations do not violate the rights guaranteed here and under the Constitution.

No student shall be suspended or summarily dismissed without procedural due process.

SECTION 15. Right to Protection and Privacy – A student has the right to inspect and to be issued their official records upon request, subject to existing school guidelines and policies. Further, he/she has the right to request the school to amend their records and, if that request is denied, the student has the right to dispute the same and to appeal an adverse ruling to appropriate agency or judicial tribunal. For this reason, schools must establish a system for the correction and resolution of any dispute involving such requests for correction.

Student's records shall not be released to persons other than the concerned student or their authorized representative and only after compliance with applicable laws such as the Data Privacy Act.

SECTION 16. Rights against illegal searches and seizures.

- a) The school shall not act in derogation of the rights of students to be secured in their possessions.
- b) Except for the following, any other form of search and seizure shall be unreasonable and illegal:
 - 1) Searches made at the point of ingress and egress by authorized personnel of the school;
 - 2) Searches and seizure of articles deemed illegal under existing laws falling in the plain view of duly authorized personnel;
 - 3) Searches and seizures of articles that are illegal, discovered inadvertently by duly authorized personnel; and
 - 4) Searches made with a valid search warrant.
- c) Articles seized in violation of this section shall be deemed fruits of an unlawful search and seizure, therefore, cannot be used as evidence against the student in any disciplinary action.



SECTION 17. Privacy of Communication. - The privacy of communication and correspondence among students shall remain inviolable. The right to privacy also extends to the following:

- a) The public use of a student's name or likeness;
- b) A student's private affairs, including personal and or close personal relationship, seclusion or solitude;
- c) Personal Circumstances, whether factual or otherwise, especially those which are, from the point of view of the student, will cause them to be embarrassed when made public; and
- d) Information that might put any person in a false light and destroy good reputation.

SECTION 18. Tuition Fees and Other School Fees - A school administration shall comply with the following procedures subject to existing laws, memorandum and circular, before an increase in the tuition fee or other school fees be implemented:

- a) A notice of increase specifying the particular fee to be increased is publicly announced and posted in conspicuous locations within a reasonable time before the proposed increase is planned to take effect. The student government or student council shall be directly notified about the proposed increase;
- b) At least one (1) public meeting is held where students, the student government or student council has an open discussion with the school administration as regards the proposed increase;
- c) All documents pertaining to the proposed increase is made available to the student council or student government;
- d) The presentation of a counterproposal or position of the student to the governing board;
- e) There shall be a transparency and liquidation of expenses of the fees of the students;
- f) A student's clearance should be signed even if the said student is yet to settle and pay for the additional assessment resulting from the tuition fee increase, subject to existing school policies;
- g) It is recommended that a consensus be obtained between the school, its students, parents, faculty, and non-teaching personnel before any increase in tuition and school fees is approved, subject to existing and pertinent regulations, circulars, and orders of the Department of Education and the Commission on Higher Education.

SECTION 19. Right Against Campus Militarization. - Students have the right to an academic environment free from fear and surveillance from military and law enforcement agents and instruments.

- a) Except in cases of warrantless arrests and similar occasions of emergency absolutely requiring the presence of the police and the military, no member of the Armed Forces of the Philippines (AFP) or law enforcement agencies shall freely enter the premises of any school.
- b) Prior notification, which requires approval from both the administration and school student council, shall be given by a commander of an AFP or law enforcement unit intending to conduct any military or law enforcement operations in any part of a school campus, to the school president, dean, or their respective officers-in-charge in the event of their absence, when the situation so warrants. This notification shall explicitly stipulate the date and time, area of concern, and reason for visit of the AFP or law enforcement agencies, as well as signatures of the approving administration and student representatives. For transparency and awareness, this notification shall be relayed to all students through a memorandum addressed to the student body.
 - i) In case the request for assistance is granted, only uniformed members of the AFP or law enforcement agencies with proper identification shall be allowed entry into



- the campus concerned, and only for the specific school area and period of time as indicated in the notification.
- ii) Members of the AFP or law enforcement agencies shall not interfere with peaceful protest actions by students within school premises.
 - c) Whenever requested by law enforcers, the appropriate school officials shall extend the necessary assistance in the enforcement of the law within school premises. Whenever the president, dean, or their respective officers-in-charge is of the opinion that the assistance of the AFP or law enforcement agencies is indispensable to the maintenance of security, peace and order within campus premises, the said official shall inform in writing the head of the AFP or law enforcement agencies unit in the area and the latter shall promptly dispatch such assistance as may be warranted by the circumstances.
 - d) In the case that the AFP or law enforcement agencies are invited into the school premises by invitation of the students for educational purposes such as forums or discussions, the AFP or law enforcement agencies shall only be allowed entry uniformed and with proper identification, but shall not be permitted to bring arsenal including, but are not limited to, guns, batons, and chemical weapons.

ARTICLE IV – RIGHTS AND EMPOWERMENT FOR MARGINALIZED SECTORS

SECTION 20. International Students - International students enrolled in the school shall have the following rights:

- a) To request for assistance from the school in processing necessary immigration documents and transactions;
- b) To be furnished with a copy of the Guidelines for Admission and Retention Policy of the institution.
- c) To be provided with assistance in learning Philippine local languages and dialects through special programs that may be provided by academic units (e.g., Filipino Department, etc.);
- d) To be assigned and/or required for an academic and/or formation activity (e.g., class lectures, laboratory, field work, etc.) that suit/s their linguistic and communicative competence (*i.e.*, teachers should strictly employ the bilingual policy);
- e) To request a copy of the breakdown and allocation of Foreign Student Fees from the School Administration;
- f) To be given various formation programs (*e.g.*, leadership); and
- g) To peaceably assemble, organize activities and form and/or join student organizations.

SECTION 21. LGBTQI+ Students -

- a) Subject to applicable school rules and regulations, LGBTQI+ students enrolled in the school shall have the following rights:
 - 1) To freely wear their preferred uniform in line with their Sexual Orientation and Gender Identity;
 - 2) To freely express their sexual orientation and gender identity; and
 - 3) To assemble, organize activities and form and/or join organizations (*e.g.*, Gender equality, Gender Sensitivity, etc.).
- b) Subject to existing laws, memorandum and circular from the Commission on Higher Education and/or Department of Education, schools shall promote inclusivity and an environment that is free from discrimination on the basis of sexual orientation and gender identity.

SECTION 22. Indigenous Peoples/ Cultural- Ethnic Minority Students - Members of the Indigenous Peoples and or Cultural-Ethnic Minority students enrolled in the school shall have the following rights:



- a) To have a fair, reasonable and equitable admission in the academic institution and course of their choice (subject to the admission requirement of the program). School shall only request additional documents if necessary;
- b) To be provided of their own religious spaces where they are able to freely conduct their own religious practices;
- c) To express themselves in terms of their respective religious attire or other forms of religious expression subject to existing laws, memorandum and circular;
- d) To be given the liberty to exclude themselves in academic and or non-academic activities that go against their beliefs subject to existing institutional policies & guidelines;
- e) To be given excuses/exemptions for classes that is in conflict with their religious holidays subject to existing institutional policies & guidelines;
- f) To have their own committee to oversee such issues;
- g) To be recognized to have the same academic, extra-curricular and co-curricular immersion as any other sectors in the school community;
- h) To have their own platform for the expression of their side of issues which should be apolitical and would not necessarily be parallel to higher organizations of the institution's administration;
- i) To be given various formation programs (*e.g.*, Leadership, etc.); and
- j) To peaceably assemble, organize activities, and form and/or join student organizations.

SECTION 23. Performing Arts Students - Student who are performing arts enrolled in the school shall have the following rights:

- a) Subject to applicable school rules and regulations, to be excused from academic activities conducted during their absences incurred by representing the school in competitions or events, through an official document issued by the school."
- b) To be provided with sufficient and timely support (*attire or costumes, accommodation, food, moral support, etc.*) by the school;
- c) To be given various formation programs (*e.g.*, Leadership, Workshops, etc.); and
- d) To peaceably assemble, organize activities, and form and/or join student organizations.

SECTION 24. Scholars - Scholars enrolled in the school shall have the following rights:

- a) To be given various formation programs (*e.g.*, leadership); and
- b) To peaceably assemble, organize activities, and form and/or join student organizations.

SECTION 25. Student Assistants - Student Assistants enrolled in the school shall have the following rights:

- a) To apply for deployment at the office of their choice;
- b) To refuse performing work assignments which go beyond the scope of their job description (*e.g.*, personal errands from faculty, staff or unit head) in the office;
- c) To be allowed to enroll in their required minimum (or maximum) number of academic units as stipulated in their contract with the office responsible in handling student assistants;
- d) To be given various formation programs (*e.g.*, leadership); and
- e) To peaceably assemble, organize activities, and form and/or join student organizations.

SECTION 26. Student Athletes - Student Athletes enrolled in the school shall have the following rights:

- a) Subject to applicable school rules and regulations, to be excused from academic activities conducted during their absences incurred by representing the school in athletic competitions or events, through an official document issued by the school.



- b) To be provided with sufficient and timely support (*attire, medical paraphernalia during games, accommodation in national athletic meets, food, moral support, etc.*) by the school;
- c) To be given free access to school's sports facilities (*e.g., covered court, volleyball court, etc.*) for their trainings;
- d) To be given various formation programs (*e.g., leadership*);
- e) To be identified by the personnel from the school's security office, to prevent accusations of dress code violation; and
- f) To peaceably assemble, organize activities and form and/or join student organizations.

SECTION 27. Student Leaders - Student leaders enrolled in the school shall have the following rights:

- a) To undergo proper training and capacity building activities to prepare them for the positions they applied and were elected for. The said trainings are to be provided by their respective student governments and school administration;
- b) Subject to applicable school rules and regulations, to be excused from academic activities conducted during their absences incurred by representing the school in inter school events and/or as organizers in school-wide activities through an official document issued by the school;
- c) To perform the duties and functions of their positions as stipulated in the job description in accordance with their constitutions and bylaws or charter;
- d) To be protected from any form of abuse by the school administration and its officials in conducting student activities; and
- e) To peaceably assemble and organize activities.

SECTION 28. Students with Special Needs - Students with Special Needs enrolled in the school shall have the following rights:

- a) To be given a certain consideration and/or leniency in school activities that require labor depending on the condition of the student;
- b) To be heard concerning all forms of discrimination to the proper school authorities;
- c) To be given medical attention in any scenario that is deemed harmful to the student; and
- d) To form an assembly that will serve as the voice of the sector.

SECTION 29. Working Students - Working students enrolled in the school shall have the following rights:

- a) To be taken into consideration by the school concerning their work schedule, school duties and other co-curricular activities when time of conflict
- b) To be given consideration for settlement of their financial accounts until they are financially capable to pay their school fees.
- c) To take part in make-up classes so as to catch up with their missed lessons.
- d) To be offered with seminars that:
 - i) are beneficial for their working experience;
 - ii) can aid their stress management; and
 - iii) can educate them in adequately balancing their responsibilities through lectures.
- e) To be provided with assistance such as school dormitories
- f) To be permitted to take their periodic or final examinations despite their pending fees not exceeding two (2) installments subject to institutional policies and guidelines



ARTICLE V – INSTITUTIONAL MECHANISMS

SECTION 30. Creation and Composition - There is hereby created the Oro Students' Rights and Welfare Commission which shall be called the "Oro STRAW" for brevity.

It shall be composed of:

- a) A Chairperson that shall be appointed by the City Mayor among the in-school youth representatives of the Oro Youth Development Council or through a list of recommended persons compiled by the Oro Youth Development Council;
- b) A Co-Chairperson which shall be the City Legal Officer or his duly authorized representative;
- c) A Vice Chairperson which shall be the City Council's Chairperson for the Committee on Education;
- d) A Secretariat which shall be the Oro Youth Development Office;
- e) Nine (9) City Commissioners:
 - 1) Two (2) In School Youth Representatives from the Oro Youth Development Council;
 - 2) Two (2) Representatives from a STRAW Commission in schools which must be a duly recognized organization by the Oro Youth Development Office shall be appointed by the City Mayor, upon the recommendation of the Oro Youth Development Council, to serve for a term of three (3) years;
 - 3) Two (2) representatives from Civil Society Organizations/ Non- Government Organizations/People's Organizations that advocate for students' rights and welfare and a duly recognized organization by the Oro Youth Development Office shall be appointed by the City Mayor to serve for a term of three (3) years;
 - 4) Commission on Human Rights-Region 10 Representative;
 - 5) Commission on Higher Education-Region 10 Representative;
 - 6) Department of Education Representative.

SECTION 31. Convening of the Oro STRAW- The Chairperson, Co-Chairperson or Vice Chairperson shall convene the Oro STRAW.

SECTION 32. Meetings and Quorum –

- a) The Oro STRAW shall schedule a regular meeting, and as often as necessary. However, if the Chairperson, Co-Chairperson, or Vice Chairperson fails to convene the Commission as scheduled, at least one-third of the total membership of the Oro STRAW may call for a meeting. In both instances, a written notice shall be sent either through traditional or non-traditional means, to all members setting the date, time, place and agenda of the meeting, which must be received at least two (2) days prior to such meeting.
- b) The presence of a simple majority of all members of the Oro STRAW shall constitute a quorum.

SECTION 33. Functions and Responsibilities –

- a) The Oro STRAW Commission shall have the following functions and responsibilities:
 - 1) Students Rights and Welfare Promotion, Education Campaign and Advocacy
 - i) Develop and Implement the Students Rights and Welfare Development Plan of the City Government;
 - ii) Utilize available resources for Students' Rights and Welfare activities;
 - iii) Spearhead and coordinate the implementation of Students' Rights Program, projects and activities;
 - iv) Keep the public informed of the Students' Rights and Welfare programs, projects, and activities in the city thru posting in the city official website, bulletin boards, and newsletters;
 - v) Facilitate and encourage participation of local government officials, student organizations, student governments, educational institution administrators,



- Commission of Higher Education, and the Department of Education in Students' Rights and Welfare promotional activities in Cagayan de Oro City;
- vi) Reproduce and disseminate Students' Rights and Welfare information, education and communication materials within Cagayan de Oro City;
 - vii) Organize capacity-building on Students' Rights and Welfare in all educational institutions in close coordination with the Commission on Higher Education, Department of Education and Commission on Human Rights;
 - viii) Assist STRAW School Commissions in the conduct of Students' Rights and Welfare advocacy, information, and educational activities.
- 2) Policy Recommendation
- i) Propose to the City Council, through the Oro Youth Development Council the integration of Students' Rights and Welfare projects and activities in the annual budget appropriation;
 - ii) Recommend appropriate legislation to the City Council, through the Oro Youth Development Council;
 - iii) Provide technical inputs on Students' Rights and Welfare to the City Council, Schools, and other institutions;
 - iv) Consolidate semestral students' rights and welfare situationer reports submitted by the STRAW School Commissions or Student Governments in the city. The Oro STRAW shall submit these reports to the Commission on Human Rights, Commission on Higher Education and Department of Education.
 - v) Issue advisory, memoranda, resolutions, and circulars that relate in upholding this ordinance.
- b) Linkages, Referral and Service Delivery
- 1) Serve as hub for access to justice network in the city in regard to Students' Rights and Welfare aforementioned above;
 - 2) Provide legal and/or paralegal assistance to victims of students' rights violations;
 - 3) Serve as an information center on Students' Rights and Welfare programs, and services including referral systems within Cagayan de Oro City;
 - 4) Maintain and regularly update the directory of Students' Rights and Welfare programs and services within Cagayan de Oro City;
 - 5) Organize STRAW Commissions in every Student Councils and Student Governments in Cagayan de Oro City;
 - 6) Strengthen linkages with the division/regional offices of the Commission on Human Rights, Commission on Higher Education, Department of Education, Local School Board, Student Governments, and other civil society organizations in the implementation of students' rights and welfare programs, projects and activities;
 - 7) Establish a mechanism with the Department of Education and Commission and Higher Education and maintain a database of students' rights and welfare situationers including the monitoring status of complaints of STRAW violations referred to STRAW School Commissions (SSC), Commission on Human Rights and other appropriate agencies; and
 - 8) Assist STRAW School Commissions (SSC) and students in referral of complaints of students' rights and welfare violations to the Commission on Higher Education, Department of Education, Commission on Human Rights regional offices, and other appropriate agencies and monitor the status thereof.
- c) The Chairperson
- 1) Shall be the official representative of the Oro STRAW;
 - 2) Shall convene and preside over the meetings;
 - 3) Shall direct operations of the Commissions; and
 - 4) Shall represent Oro STRAW in external affairs;
- d) Co-Chairperson



- 1) Shall coordinate with the Chairperson in all matters relating to Legal concerns;
 - 2) Shall preside the meeting of the commission in the absence of the Chairman;
 - 3) Shall assist in the referral system especially on legal services;
 - 4) Shall represent the Oro STRAW in external affairs in the absence of the Chairman;
- e) Vice Chairperson
- 1) Shall assist the Chairperson in managing the representation of Oro STRAW in different City committees, special bodies, and advisory groups;
 - 2) Shall oversee the Commission's internal committees and ensure that the committees are functional; and
 - 3) Shall initially convene the Council in the absence of the Chairperson and Co-Chairperson and shall be given preference to preside over the meeting.
- f) Commissioners
- 1) Shall represent their sectors in the Oro STRAW through meetings, project implementation, policy making, City committee meetings and other related functions of the Commission as per mandated by this ordinance;
 - 2) Shall manage internal activities within their respective sectors;
 - 3) Shall convene organizations under their respective sector and organize sectoral meetings at least once every quarter; and
 - 4) Shall raise matters or concerns from organizations under their sector to the Oro STRAW Commission.

SECTION 34. Benefits of the Oro STRAW Members:

- a) **Professional Development** - The Members have access to available trainings and learning opportunities essential to personal and professional growth as a youth leader;
- b) **Expanded Network** - The members shall enjoy the opportunity to have a wider range of network through partnerships and collaboration; and
- c) **Honorarium** - Each member shall receive an honorarium based on their attendance in meetings, the amount of which is to be determined by the existing rules and subject to the provisions of pertinent laws and regular accounting procedures. The Chair and Co-Chair may be appointed by the City Mayor as consultants for compensation based on the chair's leadership in the commission and expertise on the matter of Students' Rights and Welfare and co-chair's legal expertise.

SECTION 35. Special Bodies and Committees –

- a) The Commission shall have a representation and membership in, committees, and special bodies in the city government that directly or indirectly affect the students' interest such as the Local School Board; and
- b) The members of the Oro STRAW shall designate among themselves the alternate representative of the Chair in all committees or special bodies in which the Chair is an official sitting member subject to the Commission's internal rules. If the Chair is not available during a meeting of a committee or special body, the alternative representative shall represent the Chair and report to the latter and to the Commission all matters that have transpired during the meeting.

SECTION 36. Oro STRAW Secretariat -

- a) The Oro Youth Development Office shall serve as the Secretariat of the Oro STRAW who shall undertake and perform the following duties and responsibilities:
 - 1) Receive, consolidate and prepare Annual Students' Rights and Welfare Situationer Reports submitted by the STRAW School Commissions;
 - 2) Facilitate the election of Oro STRAW Commissioners;



- 3) Prepare minutes of the meetings;
- 4) Assist in the coordination of students' rights and welfare matters with concerned agencies;
- 5) Establish and maintain the students' rights and welfare reports;
- 6) Publish feature articles on various students' rights and welfare issues and concerns in the city website and bulletin boards;
- 7) Maintain and update a directory of STRAW School Chief Commissioners;
- 8) Facilitate the concerns of the STRAW School Commissioners;
- 9) Prepare updates on the complaints received and referred by the STRAW School Commissions;
- 10) Monitor the establishment e of STRAW School Commissions in all schools; and
- 11) Organize and implement programs and activities in aiding the Commission.

SECTION 37. STRAW School Commission – As far as practicable, there shall be a Students' Rights and Welfare Commission in every institution of tertiary education, secondary education and upper secondary education, whether public or private, within the City of Cagayan de Oro. In the absence of such a commission, the student body president shall serve as a representative of the school to meetings and conventions called by The Oro STRAW Commission. The Commission shall establish the mechanism for the creation of such commission in each school.

ARTICLE VI - ORO STUDENTS DAY

SECTION 38. Declaration - November 17 of every year is hereby declared as the "Oro Students Day" in Cagayan de Oro City in celebration and recognition of Cagayan de Oro's plight for Student's Rights and Welfare.

The Oro Youth Development Office, Oro STRAW Commission, and City Council's Committee on Education shall organize the annual celebration thereof in coordination with the Commission on Higher Education-Region 10, Department of Education-Region 10, and Commission on Human Rights-Region 10.

ARTICLE VII – TRANSITORY PROVISIONS

SECTION 39. Technical Working Group - To operationalize and facilitate the implementation of this ordinance, the City Mayor, through an Executive Order, shall appoint an interim Oro STRAW Chairperson as well as interim Oro STRAW Commissioners from the Oro Youth Development Council who shall then serve as the Technical Working Group, which shall formulate the Implementing Rules and Regulations (IRR) of this Code.

ARTICLE VII – FINAL PROVISIONS

SECTION 40. Implementing Rules and Guidelines - Within three (3) months after the approval of this Ordinance, the interim Oro STRAW Commission, serving as the Technical Working Group under Section 39 hereof, with the assistance of the Oro Youth Development Office shall formulate and issue the appropriate rules and regulations necessary for the efficient implementation of any and all provisions of this Code which shall be effective upon approval by the City Mayor.

SECTION 41. Information Campaign- Within thirty (30) days after the approval of this Ordinance, the Oro Youth Development Office in coordination with the City Information Office and such other offices and agencies, shall conduct an information campaign to apprise the public of the provisions of this ordinance and to post Information Campaign materials in conspicuous places in the city as well as on its other official platforms.

SECTION 42. Separability Clause - If, for any reason or reasons, any part or provision of this Ordinance shall be declared unconstitutional or invalid, other parts or provisions thereof not affected thereby shall continue to be in full force and effect.



SECTION 43. Sunset Review - Within three (3) years from the effectivity of this Ordinance, or as the need arises, the Committee on Education shall conduct a sunset review. For purposes of this Ordinance, the term "sunset review" shall mean a systematic evaluation by the Committee of the accomplishments and impact of this Ordinance, as well as the performance of the Commission and the focal person, for the purpose of determining remedial legislation such as eventual creation of an Office and provision for appropriation.

SECTION 44. Effectivity Clause - This Ordinance shall take effect after fifteen (15) days following its publication in a local newspaper of general circulation and posting in conspicuous public places in the City or official bulletin boards.

UNANIMOUSLY APPROVED.

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

ENACTED this 23rd day of October 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. 14660-2023

AN ORDINANCE APPROVING THE PRELIMINARY SUBDIVISION DEVELOPMENT PLAN (PSDP) OF THE ORCHARD DISTRICT (UNDER TOWNSHIP DEVELOPMENT PROJECT), LOCATED IN BARANGAY BALULANG, THIS CITY, WITH AN AREA OF 440,660 SQUARE METERS, CONTAINING 175 LOTS (UNDER PD 957), AS APPLIED FOR BY THE JOHNDORF VENTURES CORPORATION, REPRESENTED BY MR. GEORGE NORMAN PATAYON, PROJECT DEVELOPMENT MANAGER OF CEBU, DAVAO AND ESTATES; SUBJECT TO THE COMPLIANCE OF THE CONDITIONS IMPOSED BY THE CITY ENGINEERING OFFICE, CITY HOUSING AND URBAN DEVELOPMENT DEPARTMENT AND THE CITY HOUSING BOARD

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

SECTION 1. The Preliminary Subdivision Development Plan (PSDP) of the Orchard District (*under Township Development Project*), located in Barangay Balulang, this City, with an area of 440,660 square meters, containing 175 lots (*under PD 957*), as applied for by the Johndorf Ventures Corporation, represented by Mr. George Norman Patayon, Project Development Manager of Cebu, Davao and Estates, is hereby approved; subject to the compliance of the conditions imposed by the City Engineering Office, City Housing and Urban Development Department and the City Housing Board.

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

UNANIMOUSLY APPROVED.

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

ENACTED this 23rd day of October 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. 14661-2023

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROLANDO A. UY, REPRESENTING THE CITY GOVERNMENT OF CAGAYAN DE ORO, TO BORROW AND CONTRACT A LOAN WITH THE LAND BANK OF THE PHILIPPINES (LBP) IN THE TOTAL AMOUNT OF ₱2,700,000,000.00, FOR THE ACQUISITION OF LAND WITH A TOTAL AREA OF 229,043 SQUARE METERS COVERED BY TCT NO. 137-201400127 LOCATED IN BARANGAY CARMEN, CAGAYAN DE ORO CITY, UNDER THE NAME OF SUSAN CID ESPAÑOLA, JOSEPH M. CID AND CHRISTINE CID TAN, AND FOR THE CONSTRUCTION OF THE NEW CITY HALL COMPLEX AND LAND DEVELOPMENT AS SPECIFIED HEREIN

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 borrow and contract a loan with the Land Bank of the Philippines (LBP) in the total amount of ₱2,700,000,000.00, for the acquisition of land with a total area of 229,043 square meters covered by TCT No. 137-201400127 located in Barangay Carmen, Cagayan de Oro City, under the name of Susan Cid Española, Joseph M. Cid and Christine Cid Tan, and for the construction of the New City Hall Complex and Land Development, to wit:

PURPOSE OF LOAN	AMOUNT
CAGAYAN DE ORO GOVERNMENT CENTER AND ECO-TOURISM SITE	
a) Land Acquisition	₱ 1,530,000,000.00
b) Land Development	250,000,000.00
c) Construction of New City Hall Building Complex	920,000,000.00
Total	₱ 2,700,000,000.00

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

APPROVED BY MAJORITY.

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

ENACTED this 23rd day of October 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. 14662-2023

AN ORDINANCE APPROVING THE APPLICATION OF THE NORTHERN MINDANAO GAMEFOWL BREEDERS ASSOCIATION R10, INC. (NMGBA), REPRESENTED BY MR. VICTOR P. CABELTES, FOR A PERMIT TO CONDUCT A ONE-DAY 2 WINS COCKFIGHT ON NOVEMBER 2, 2023 AT THE INDAHAG SQUARE GARDEN, SITIO LOMBOY, BARANGAY INDAHAG, THIS CITY

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

SECTION 1. The application of the Northern Mindanao GameFowl Breeders Association R10, Inc. (NMGBA), represented by Mr. Victor P. Cabeltes, for a permit to conduct a One-Day 2 Wins Cockfight on November 2, 2023 at the Indahag Square Garden, Sitio Lomboy, Barangay Indahag, this City, is hereby approved; subject to compliance of 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>In favor:</u> | 1 st District: | - Councilor Agapito Eriberto G. Suan | - Councilor George S. Goking |
| | | - Councilor Jay R. Pascual | - Councilor Romeo V. Calizo |
| | | - Councilor Roger G. Abaday | - Councilor Malvern A. Esparcia |
| | | - Councilor Imee Rose P. Moreno | |
| | 2 nd District: | - Councilor Yevonna Yacine B. Emano | - Councilor Edgar S. Cabanlas |
| | | - Councilor Maria Lourdes S. Gaane | - Councilor Christian Rustico M. Achas |
| | | - Councilor James K. Judith II | - Councilor Suzette G. Magtajas-Daba |
| | | - Councilor Ian Mark Q. Nacaya | |
| | Ex-Officio: | - Councilor Yan Lam S. Lim | - Councilor John Michael L. Seno |
| | <u>Abstained:</u> | - Councilor Jose Pepe S. Abbu, Jr. | |
| | <u>Absent (On Leave):</u> | - Councilor Joyleen Mercedes L. Balaba | |

ENACTED this 23rd day of October 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. 14663-2023

AN ORDINANCE APPROVING THE APPLICATION OF THE NORTHERN MINDANAO GAMEFOWL BREEDERS ASSOCIATION R10, INC. (NMGBA), REPRESENTED BY MR. VICTOR P. CABELTES, FOR A PERMIT TO CONDUCT A THREE-DAY 3-STAG DERBY ON DECEMBER 20-22, 2023 AT THE INDAHAG SQUARE GARDEN, SITIO LOMBOY, BARANGAY INDAHAG, THIS CITY

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

SECTION 1. The application of the Northern Mindanao GameFowl Breeders Association R10, Inc. (NMGBA), represented by Mr. Victor P. Cabeltes, for a permit to conduct a Three-Day 3-Stag Derby on December 20-22, 2023 at the Indahag Square Garden, Sitio Lomboy, Barangay Indahag, this City, is hereby approved; subject to compliance of 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>In favor:</u> | 1 st District: | - Councilor Agapito Eriberto G. Suan | - Councilor George S. Goking |
| | | - Councilor Jay R. Pascual | - Councilor Romeo V. Calizo |
| | | - Councilor Roger G. Abaday | - Councilor Jose Pepe S. Abbu, Jr. |
| | | - Councilor Imee Rose P. Moreno | - Councilor Malvern A. Esparcia |
| | 2 nd District: | - Councilor Yevonna Yacine B. Emano | - Councilor Edgar S. Cabanlas |
| | | - Councilor Maria Lourdes S. Gaane | - Councilor Christian Rustico M. Achas |
| | | - Councilor James K. Judith II | - Councilor Suzette G. Magtajas-Daba |
| | | - Councilor Ian Mark Q. Nacaya | |
| | Ex-Officio: | - Councilor Yan Lam S. Lim | - Councilor John Michael L. Seno |
| | Absent (On Leave): | - Councilor Joyleen Mercedes L. Balaba | |

ENACTED this 23rd day of October 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



Communication Number:

Date:

Receiver:

From Committee on Barangay Affairs

Subject PROPOSED RESOLUTION returning to the Barangay Council of Barangay Nazareth, this City, its Ordinance No. 2-2023, Series of 2023, covering its Annual Budget for CY 2023, with an Estimated Income of P13,108,139.00, 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: October 23, 2023 (perusal)

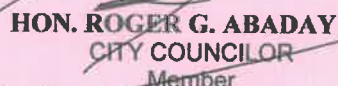
RECOMMENDING APPROVAL AND INCLUSION IN THE CALENDAR OF BUSINESS IN THE NEXT REGULAR SESSION

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: 2023-1974

Date: 10/25/2023

Receiver: EUCILLE

From: CBO

Subject: ANNUAL BUDGET FOR CY 2023 OF BARANGAY NAZARETH, 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: 7 Nov. 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
October 20, 2023

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY SECRETARY
Date Received: 10-20-23 Time: 4:16 PM
ACTION TAKEN
Refer to Brgy. Affairs
Ch. Te.
Date: _____
ARTURO S. DE SAN MIGUEL
City Secretary

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 Annual Budget CY 2023 of Barangay Nazareth, Cagayan de Oro City, involving the total appropriations of P 13,108,139.00 under Appropriation Ordinance No. 01-2023, 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 utilization of the corresponding mandatory obligations/ automatic appropriations shall be made in accordance with the pertinent provisions under RA 7160, and its implementing rules/regulations, viz:
 - 1.1. 5% Calamity Fund – Section 234 (d) of RA 7160 and NDRRMC/DBM/DILG Joint Memorandum Circular No. 2013-1 dated March 25, 2013.
 - 1.2. 10% SK Fund - Section 239 of RA 7160 and RA 10742 Series of 2015 (SK Reform Act) as defined in the DBM/DILG/NYC Joint Memorandum Circular No. 1 dated January 23, 2019.
 - 1.3. 20% Development Fund – Section 287 of RA 7160 and DBM/DOF/ DILG Joint Memorandum Circular No. 1 dated November 4, 2020.
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.


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

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Nazareth
 CY 2023 Annual Budget General Fund

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 13,108,139.00 13,108,139.00 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) P 13,388,994.04 b. 55% thereof (Legal limitation for PS) 7,363,947.00 c. Amount appropriated for PS 3,517,864.00 d. Waived PS Year End Bonus 7,000.00 Cash Gift 55,000.00 Terminal Leave Benefits 167,326.00 Total 229,326.00 e. Net P.S. subject to limitation 3,288,538.00 h. Still Allowable or (Deficiency) 4,075,409.00	P 3,517,864.00	Total Personal Services did not exceed the 55% limitation. Rates in accordance with LBC No. 121 dated Jan. 24, 2020 (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 7,804,771.00 b. 20% thereof 1,560,954.00 c. Amount Appropriated 1,560,954.00	1,560,954.00	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) 13,108,139.00 b. 10% thereof 1,310,814.00 c. Amount Appropriated 1,310,814.00	1,310,814.00	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 13,108,139.00 b. 5% thereof 655,407.00 c. Amount Appropriated 655,407.00	655,407.00	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) 1,824,188.50 b. 2% thereof 36,484.00 c. Amount Appropriated 36,484.00	36,484.00	Provision of Extraordinary and Miscellaneous Expenses is in accordance with Sec.325(h) of RA 7160.	

TECHNICAL REVIEW ANALYSIS SHEET

LGU: **Barangay Nazareth**

CY 2023 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	Remarks
7. GAD Program a. Total Income 13,108,139.00 b. 5% thereof 655,407.00 c. Amount Appropriated 25,000.00	25,000.00	Not Compliant with Section 36 of RA 9710. Substantial amount provided.	
8. Senior Citizens and PWDs a. Total Income 13,108,139.00 b. 1% thereof 131,081.00 c. Amount Appropriated 30,000.00	30,000.00	Not Compliant with RA 9994. Substantial amount provided.	
9. Implementation of BCPC a. Amount of NTA 7,804,771.00 b. 1% thereof 78,048.00 c. Amount Appropriated 15,000.00	15,000.00	Not Compliant with Section 15 of RA 9344. Substantial amount provided.	
10. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	5,956,616.00	Provided for Public and Social Services. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	



REVIEWED

APPROPRIATIONS:

1.0 Current Operating Expenditures

1.1 Personal Services

Honoraria	P 2,777,604.00
Year End Bonus	231,467.00
Cash Gift	55,000.00
Mid Year Bonus	231,467.00
Productivity Enhancement Incentive	55,000.00
Terminal Leave Benefits	167,326.00
Total PS	P 3,517,864.00

1.2 Maintenance and Other Operating Expenses

Traveling Expenses - Local	P 5,000.00
Training Expenses	10,000.00
Office Supplies Expenses	50,000.00
Fuel, Oil and Lubricants Expenses	15,000.00
Other Supplies and Materials Expenses - Electrical	80,000.00
Other Supplies and Materials Expenses - Barangay Tanod	10,000.00
Water Expenses	20,000.00
Electricity Expenses	800,000.00
Internet Subscription Expenses	38,000.00
Extraordinary and Miscellaneous Expenses	36,484.00
Auditing Services	39,024.00
Other General Services - Job Order	4,305,972.00
Repairs & Maintenance - Transportation Equipment	22,050.00
Fidelity Bond Premiums	10,000.00
Insurance Expenses	5,000.00
Membership Dues and Contributions to Organizations-Liga ng mga Barangay	26,570.00
Other Maintenance and Operating Expenses	280,000.00
Other Maintenance and Operating Expenses - Cultural & Athletics	20,000.00
Other Maintenance and Operating Exp.- Aid to Senior Citizens and or PWDs	30,000.00
Other Maintenance and Operating Expenses - BCPC	15,000.00
Other Maintenance and Operating Expenses - GAD Program	25,000.00
Other Maintenance and Operating Expenses - Medical Assistance	20,000.00
Other Maintenance and Operating Expenses - AICS	50,000.00
Other Maintenance and Operating Expenses - HealthProgram	50,000.00
Other Maintenance and Operating Expenses - Nutrition Program	50,000.00
Other Maintenance and Operating Expenses - BADAC	50,000.00
Total MOOE	P 6,063,100.00

1.3 NON-OFFICE EXPENDITURES

5% BDRRMF	P 655,407.00
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30% Quick Response Fund	P 196,622.00
70% of BDRRMF	458,785.00
Total	P 655,407.00

Breakdown:

Purchase of Calamity Related Supplies and Equipment	458,785.00
Total	P 458,785.00

10% SK Fund-Youth Development Program	1,310,814.00
---------------------------------------	--------------

20% Development Fund	1,560,954.00
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Breakdown :

Rehabilitation of Health Center	P 70,000.00
Rehabilitation of Multi Purpose Hall	725,000.00
Rehabilitation of Drainage System	690,954.00
Declogging of Canals	75,000.00
Total	P 1,560,954.00

Total Budgetary Appropriations	P 13,108,139.00
---------------------------------------	------------------------

This Appropriation Ordinance shall take effect on January 1, 2023.

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

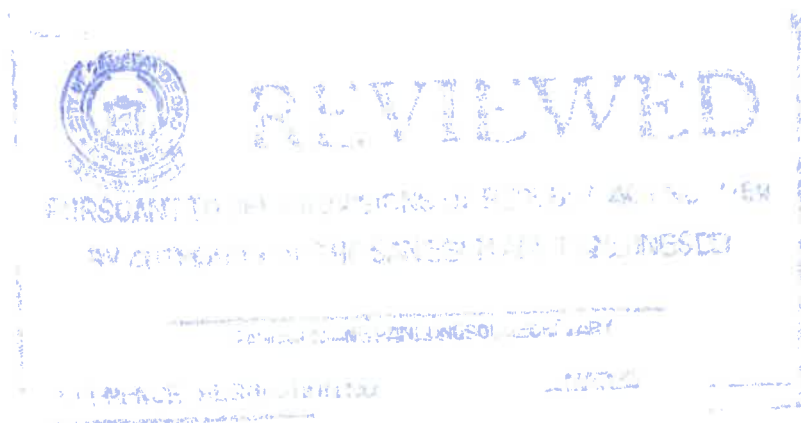
APPROVED October 12, 2023.

I hereby certify that the foregoing Resolution No. 168 - 2023 embodying Appropriation Ordinance No. 01 both series of 2023 which approved the Barangay Annual Budget for the period January 1, 2023 to December 31, 2023 of Barangay Nazareth, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Nazareth Barangay Hall on October 12, 2023.

Attested:


VILLA MARIA Y. AGUSTIN
Barangay Secretary


MAXIMO T. RODRIGUEZ III
Punong Barangay





Communication Number:

Date:

Receiver:

From Committee on Urban & Rural Poor and Housing Development

Subject PROPOSED RESOLUTION earnestly requesting Honorable Fay L. Garcia-Sasis, Presiding Judge of the Municipal Trial Court in Cities (MTCC)-Branch 4, 10th Judicial Region, this city, to hold in abeyance the implementation of the Writ of Demolition issued by Her Honor in Civil Case No. C15-APR-039, entitled: "Heirs of Senecio Sacala, et.al. (Plaintiffs) versus Raymundo Rivera, et.al. (Defendants), for Unlawful Detainer", to enable the City Government of Cagayan de Oro through the City Housing and Urban Development Department (CHUDD) to conduct socio-economic survey of the affected residents thereof, and to identify a suitable relocation area for them.

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

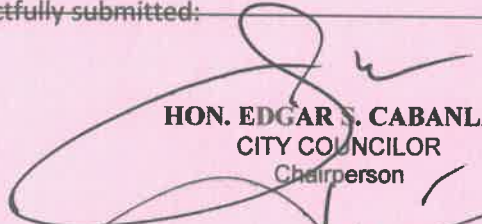


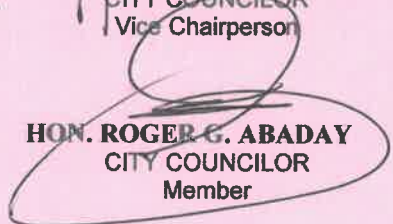
ARTURO S. DE SAN MIGUEL
 City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: October 23, 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: 2023-1943

Date: 10/16/2023

Receiver: EUCILLE

From: MA. TERESA M. BAJAS/ PLAINTIFFS
 Subject: HEIRS OF SENECIO SACALA, ET. AL. VS RAYMUNDO RIVERA ET. AL., MOTION FOR ISSUANCE OF WRIT OF DEMOLITION IN RELATION TO CIVIL CASE NO. C15-APR-039 FOR UNLAWFUL DETAINER

Respectfully referred to COMMITTEE ON URBAN & RURAL POOR AND HOUSING DEVELOPMENT 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: *Oct. 16, 2023 (Perusal)*

TO LR - Resolution to hold in abeyance the Writ of Demolition considering that CHUPD will have to locate and the affected families, and to conduct Socio-Economic Profiling


 HON. EDGAR S. CABANLAS
 Chairperson


 HON. JAMES K. JUDITH II
 Vice Chairperson


 HON. JOYLEEN MERCEDES L. BALABA
 Member


 HON. JOHN MICHAEL L. SENO
 Member


 HON. ROGER G. ABADAY
 Member


 HON. YEVONNA YACINE BLEMANO
 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
MUNICIPAL TRIAL COURT IN CITIES
10th Judicial Region
Branch 4
Cagayan de Oro City

Heirs of Senecio Sacala, et al.
Plaintiffs,

Civil Case No. C15-APR-039

For:

-vs-

Unlawful Detainer

Raymundo Rivera, et al.,
Defendants.

x-----/

MOTION FOR ISSUANCE OF WRIT OF DEMOLITION

Plaintiffs, by counsel, unto this Honorable Court, respectfully state that:

1. That Court Sheriff, Mr. Julius D. Pamisa, had duly served the Notice to Vacate to the above-named defendants per Sheriff's Report on Notice to Vacate dated July 10, 2023.
2. That the Notice to Vacate remained unheeded by the concerned defendants.
3. That more than 15 days have elapsed from the service of the said Notice to Vacate to the concerned defendants.

WHEREFORE, in view of the foregoing, it is respectfully prayed of the Honorable Court that a Writ of Demolition be now issued for the implementation of the Honorable Court's Decision dated August 24, 2018.

15 September 2023, Cagayan de Oro City.

MA. TERESA M. BAJAS

For the Plaintiffs

Roll of Attorney No. 39322

IBP O.R. No. 316394, 3-1-23

PTR No. 5554766, 3-2-23, CdeO

MCLE Compliance No. VI – 0026312

valid until April 14, 2022 (Ext.)

BAJAS LAW OFFICE

2nd Flr. Damasing Bldg.

Handwritten: 10-10-23 3:38 PM
Handwritten: Respond To Voluntary Power of Attorney
Handwritten: [Signature]

V

061 Velez corner Cruz Taal Sts.
Cagayan de Oro City
Mobile No. 09053357637 (Globe)

Copy furnished:

Cancio Nicanor M. Guibone
Corner 2nd-3rd Sts., Nazareth
Cagayan de Oro City

LUZVIMINDA BELDAD
Association President
Zone 8, Cugman
Cagayan de Oro City

EXPLANATION

A copy of the foregoing was furnished to defendants' counsel by registered mail due to distance, time constraints, and lack of personnel.

ATTY. MA. TERESA M. BAJAS

N

REPUBLIC OF THE PHILIPPINES
SUPREME COURT
MUNICIPAL TRIAL COURT IN CITIES
10TH JUDICIAL REGION
BRANCH 4
CAGAYAN DE ORO CITY

HEIRS OF SENECIO SACALA, namely:
ANTONIO SACALA, NEMESIA SACALA
In representation of deceased MILAN
SACALA, LEONOP SACALA-PELARCO,
ROLANDO SACALA, EVA SACALA-OCO,
MARDY SACALA-LANTACA, and SOL
SACALA-DACUT, AIDA SACALA NUEZ and
MARIVEL SACALA-REBLE,
Represented by ROLANDO S. SACALA,

CIVIL CASE NO.M-CDO-22-03211-CV

Plaintiffs,

-versus-

For:

RAYMUNDO RIVERA, MANUEL SY, RICKY
TUÑACAO, CATALINO CASTILLO, ELMER CAINOY,
WALTER DUMAPIAS, BRYAN CATIPAY, JIMMY
BINOYA, ROMY LANTAYA, RUBEN SACALA,
AGUSTINCE NISMAL, RONNNIE PUTIAN,
LUZVIMINDA, BELDAD, CONCHITA SALVADOR,
LEOPOLDO CENTINALES, EDGAR EBLACAS, EVELYN
ARAO, ROGELIO OLAPE, HERMES DELA PEÑA, MERLIN
ALIM, EVA LAUCARIN, WILLIAM LABITA, ALFREDO
PALAHANG, CHERYL GARBO, SALATEL TURAN,
CRISANTO WAGA, MERLIN MABANO, WILLIE ROSALES,
JOJO WAGA, HILDA TIGTIG, LEONARDO GORRA,
MILAGROS PUTIAN, PAZ SALERA, MERIAM EDRES,
PHOEBE ALAVANZA, JOSEPH MABANO, FREDERICK
PENARANDA, NENITA CANUMAY, AGRIPINO
QUIÑANOLA, VENANCIA TANQUILAN, TERESITA CHIVA,
JOAN DELA TORRE, ANGEL BENENOSO, ERMA PASCOVILLO,
IAN MAE RABE, CHARLITA ESTROGA, MATRICITA ENTRAMPAS,
SHEILA PIAMONTE, JAMES MARCON ESTAÑO, LETECIA GALVE,
ANASTACIA SALAPANG and MARIBEL SALVADOR CALAINAN

UNLAWFUL DETAINER

Defendants.

X-----/

ORDER

Filed before this court is a Motion for Writ of Demolition dated 21 September 2023 filed by plaintiffs, through counsel, seeking the enforcement of the Decision rendered on 24 August 2018 by this court.

WHEREFORE, plaintiff is hereby directed to submit the complete names and addresses of the defendants whose properties are sought to be demolished within five (5) days from notice.

SO ORDERED.

28 September 2023, Hall of Justice, Goldridge Bldg., Masterson's Avenue, Upper Carmen, Cagayan de Oro City.



Communication Number:

Date:

Receiver:

From Committee on Social Services

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 Department of Social Welfare and Development (DSWD)-Field Office X, represented by its Regional Director, Ramel F. Jamen, covering the implementation of the latter's Balik Probinsya, Bagong Pag-asa (BP2) Program, under the terms and conditions stipulated in the pro-forma MOA submitted to this body.

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: October 16, 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: 2023-1864

Date: 09/11/2023

Receiver: EUCILLE

From: CMO

Subject: REQUEST FOR AN ORDINANCE GRANTING CITY MAYOR ROLANDO A. UY TO ENTER INTO AND SIGN THE STANDARDIZED OR PRO FORMA TEMPLATE MEMORANDUM OF AGREEMENT (MOA) FOR THE BALIK PROBINSYA, BAGONG PAG-ASA PROGRAM OF THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT

Respectfully referred to COMMITTEE ON SOCIAL SERVICES 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: 9/25/23

OK
 Recommending Approval

HON. JOYLEEN MERCEDES L. BALABA
 Chairperson

HON. IAN MARK Q. NACAYA
 Vice Chairperson

HON. MARIA LOURDES S. GAANE
 Member

HON. EDGAR S. CABANLAS
 Member

HON. ILEE ROSE P. MORENO
 Member

HON. JAY R. PASCUAL
 Member

HON. SUZETTE G. MAGTAJAS-DABA
 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
OFFICE OF THE CITY MAYOR

Republic of the Philippines
City of Cagayan de Oro
Office of the City Mayor
Date Received: 4/4/23
By: [Signature]
[Signature] of golden friendship
Ref'd to Social Services Committee

3 July 2023

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

ANTONIO S. DE SAN MIGUEL
City Council Secretary

SUBJECT: REQUEST FOR AN ORDINANCE GRANTING CITY MAYOR ROLANDO A. UY, IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE, ~~THE GENERAL AUTHORITY TO REPRESENT THE CITY GOVERNMENT OF CAGAYAN DE ORO AND TO SIGN THE STANDARDIZED OR PRO FORMA TEMPLATE MEMORANDUM OF AGREEMENT (MOA) FOR THE "BALIK PROBINSYA, BAGONG PAG-ASA" PROGRAM OF THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT.~~

LADIES AND GENTLEMEN:

Developed as one of the measures to address the COVID-19 Pandemic, the Balik Probinsya-Bagong Pag-asa Program began as a means to encourage the voluntary movement of those stranded in the National Capital Region (NCR) back to their home provinces in order to facilitate the decongestion of urban poor communities in areas where high incidence of COVID-19 is recorded.

Now institutionalized in Executive Order No. 114 series of 2020, the said program aims to promote the return to one's home province to boost and ensure balanced regional development and equitable distribution of wealth, resources, and opportunities that boost countryside development and inclusive growth.

To ensure the successful implementation thereof, an agreement must be entered into by and between the Department of Social Welfare and Development (DSWD), the local government unit involved, and its identified beneficiaries.

As there are sure to be several beneficiaries of the said program in our city, it is imperative that a Pro-Forma Template of the aforementioned agreement be approved by your august body and for a general authority to be granted to the undersigned to enter into and sign the same on behalf of the City Government of Cagayan de Oro so as to expedite the implementation thereof and ensure that its beneficiaries are promptly assisted.

Hence, I would like to request this honorable body to pass an ordinance granting the undersigned the general authority to represent the City Government of Cagayan de Oro and to sign the standardized or pro forma template Memorandum of Agreement on its behalf for the "Balik Probinsya, Bagong Pag-asa" Program of the DSWD. The said authority shall be prospective and exclusive only to such purpose and coverage. A copy of the proposed standardized or pro forma template MOA is herewith attached for your perusal.

Hoping for your favorable and prompt response on this request.

Thank you.

Very truly yours

ROLANDO *Klarax* A. UY
City Mayor *K*



19 September 2023

HON. JOYLEEN MERCEDES L. BALABA
Chairperson, Committee on Social Services

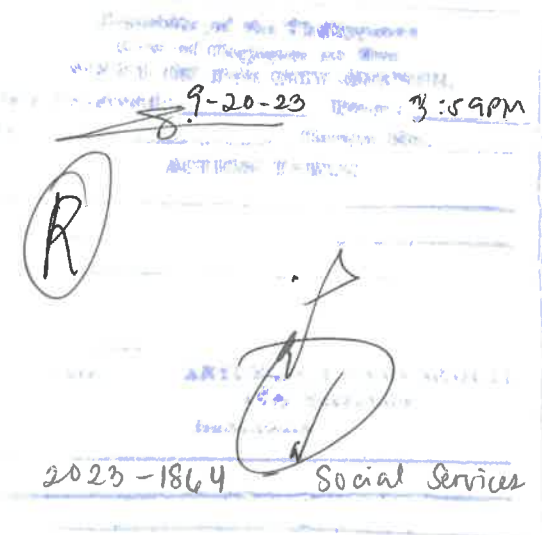
Thru: RODERICO Y. DUMAUG, JR.
Local Legislative Staff Officer V
Chief, Legislative Support Services Division
City Council-Cagayan de Oro City

This has reference to the indorsement dated 12 September 2023 seeking for review, comment and recommendation, in re: *Ordinance authorizing the City Mayor, in his capacity as the Local Chief Executive, to exercise general authority to represent the City Government of Cagayan de Oro and sign the standardized or pro forma template Memorandum of Agreement (MOA) for the "Balik Probinsya, Bagong Pag-asa" program of the Department of Social Welfare and Development.*

Please be informed that a legal opinion dated 30 June 2023 has already been issued pertaining to the aforesaid pro forma template Memorandum of Agreement (MOA) for the "Balik Probinsya, Bagong Pag-asa" program of the Department of Social Welfare and Development. Attached-herewith is a copy of the said legal opinion.

For your information and appropriate action.

Thank you.



Sincerely,
ATTY. KENNETH D. TAMALA, MBA
City Legal Officer
City Government of Cagayan de Oro



30 June 2023

ANECIA C. TONGSON, RSW
Acting CSWD Officer

Dear Madam,

Greetings!

CITY SOCIAL WELFARE AND DEVELOPMENT DEPARTMENT
CAGAYAN DE ORO CITY
DATE: 7/4/23 2:10
SIGNATURE: [Signature]

This is in reference to your endorsement dated 6 June 2023 seeking for review and legal opinion on the draft template Memorandum of Agreement (MOA) to be entered by and between the City Government of Cagayan de Oro, the Department of Social Welfare and Development Field Office X (DSWD-X), and the beneficiaries of the Balik Probinsya, Bagong Pag-asa (BP2) program to be used as part of the implementation of the said program.

In this connection, kindly be informed that this Office has thoroughly reviewed the draft template Memorandum of Agreement and finds the same to be in legal order and, thus, pose no legal objection thereto save for the recommendation that any and all entries to be filled up in the template MOA, in so far as the parties representing the City Government and the DSWD-X are concerned, be properly entered and completed before the same is endorsed to the honorable members of the City Council for their appropriate action.

Accordingly, once the aforementioned modifications to the draft template MOA is made, this Office recommends that the aforementioned Memorandum of Agreement be duly forwarded to the Honorable Members of the City Council for their favorable consideration, with a request for legislation authorizing the City Mayor to enter into and sign his conformance thereto, pursuant to Sec. 455 (b)(1)(vi) of the Local Government Code.

For your guidance and information.

Prepared by:

[Signature]
ATTY. RACHIENE C. AGUHOB
Attorney IV

Reviewed by:

[Signature]
ATTY. KENNETH O. TAMALA, MBA
City Legal Officer

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement, hereinafter referred to as MOA, is made and entered into this _____, 2023, by and between:

The **DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT**, a government agency created pursuant to Republic Act (R.A.) No. 5416, through DSWD FIELD OFFICE X, and with office address at Masterson Avenue, Upper Carmen, Cagayan de Oro City, represented by the **REGIONAL DIRECTOR RAMEL F. JAMEN** and hereinafter referred to as 'DSWD'.

– and –

The **LOCAL GOVERNMENT OF CAGAYAN DE ORO CITY**, a political subdivision of the Republic of the Philippines, represented herein by its **LOCAL CHIEF EXECUTIVE, HON. ROLANDO "KLAREX" A. UY**, who is duly authorized to represent said Local Government Unit and hereinafter referred to as the 'LGU'.

– and –

MR. /MS. _____, of legal age, Filipino, and with residence at _____

_____ and hereinafter referred to as the 'CLIENT'.

WITNESSETH:

WHEREAS, the DSWD is the lead agency for social protection, and is mandated to work towards the achievement of improved capacity and opportunities for the poor, vulnerable, and disadvantaged individuals, families, and communities, to enable them to attain better quality of life, pursuant to R.A. No. 5416 or the "Social Welfare Act of 1968" and E.O. No. 292 or the "Administrative Code of 1987", both as amended.

WHEREAS, on 08 March 2020, President Rodrigo Roa Duterte issued Presidential Proclamation No. 929, series of 2020, in which a State of Calamity was declared throughout the Philippines. Thereafter, on 12 March 2020, the Inter-Agency Task Force on the Management of Emerging Infectious Diseases (IATF-EID), as per Resolution No. 11, Series of 2020, raised the Coronavirus Disease 2019 (COVID-19) threat to the highest alert level, Code Red Sublevel 2, due to the evidence of sustained community transmission.

WHEREAS, consistent with **Republic Act No. 11469 s. 2020**, "Bayanihan to Heal as One Act", declared the existence of a national emergency arising from the Coronavirus

Disease 2019 (COVID-19) situation and national policy in connection therewith, and authorizing the President of the Republic of the Philippines for a limited period and subject to restrictions, to exercise powers necessary and proper to carry out the declared national policy and for other purposes.

WHEREAS, pursuant to **E.O. No. 114 s. 2020** "Institutionalizing the Balik Probinsya, Bagong Pag-asa Program as a Pillar of Balanced Regional Development, Creating a Council Therefore and for Other Purposes", one of the key areas on Social Welfare, Health, and Employment and to develop comprehensive assistance packages to encourage the voluntary and immediate movement to their respective home provinces, especially those stranded in the NCR due to the Enhanced Community Quarantine. Balik Probinsya, Bagong Pag-asa (BP2) program is one of the support measures that could lead to the decongestion of urban poor communities where a high incidence of COVID-19 is recorded and contribute to the achievement of balanced regional development.

WHEREAS, consistent with **Administrative Order 194 s. 1995**, "Providing for the Adoption of the Social Reform Agenda Convergence Policy and its Operationalization, and Other Purposes", whereas, the Social Reform Agenda (SRA) intends to improve access to quality basic services; accelerate asset reform and sustainable development of productive resources, and allow greater access to economic opportunities; and strengthen institution-building and participation in the governance of Basic Sectors in the 19 priority provinces and other priority geographic areas, as embodied in Memorandum Order No. 213 dated June 17, 1994.

WHEREAS, consistent with **DSWD Memorandum Circular No. 15 s. 2020**, "Guidelines on the Implementation of Balik Probinsya Bagong Pag-asa Program of the Department of Social Welfare and Development", stipulating the purposes, target participants, types of assistance to be provided, and implementing procedures of the program.

WHEREAS, **Republic Act No. 7160 or the 'Local Government Code'** mandates the devolution to political subdivisions of the Government of the formulation, implementation and/or delivery of basic programs and services, including those that uplift the capacities of people in the grassroots level to develop and undertake their own entrepreneurial activities or sources of livelihood.

WHEREAS, the DSWD, through the Kapit-Bisig Laban sa Kahirapan Comprehensive and Integrated Delivery of Social Services National Community-Driven Development Program (KALAHI-CIDSS NCDDP) aims to provide appropriate interventions and support services to BP2 clients by engaging them in family interventions and providing opportunities to participate in community initiatives developed through a community-driven development approach, in collaboration with the LGUs.

NOW THEREFORE, for and in consideration of the foregoing premises, the parties agree on the following terms and conditions, to wit:

**I.
CORE OBJECTIVES**

The Parties herein aims to accomplish the following:

1. Provide the assistance to support the immediate needs of Balik Probinsya Bagong Pag-asa Clients as a result of their relocation to the LGUs;
2. Assist the clients in their transition and adjustments to their new lives through provision of appropriate psycho-social interventions; and
3. Facilitate the coordinated efforts of the DSWD and LGUs in providing comprehensive support services to families upon return to the province.

II. RESPONSIBILITIES

1. The DSWD through its Field Office shall:
 - a. Coordinate with the LGU's City Social Welfare and Development Office (CSWDOs) the implementation of the case management plan for the family beneficiaries;
 - b. Assist the CSWDO and/or provide technical assistance as needed in facilitating appropriate services to the families in pursuant to the Case Management Plan;
 - c. Facilitate the processing of release of identified financial assistance to the family; assist the family beneficiaries in requesting for cash advance and in submitting the required reports;
 - d. Consolidate monitoring/post-placement reports submitted by the CSWDOs; provide the Kalahi-CIDSS National Program Management Office (NPMO) monthly updates on the progress of the family beneficiaries; and
 - e. Coordinate and consult with the Local Government Units, the Kalahi-CIDSS National Program Management Office (NPMO), and other relevant government agencies on matters concerning the beneficiaries and the general implementation of the Balik Probinsya, Bagong Pag-asa Program by organizing meetings and/or case conferences.

2. The LGU shall:
 - a. Receive from and discuss with the DSWD, DSWD Field Office, and/or KC NPMO's SWOs the Case Files of the family beneficiaries and continue providing case management services to them;
 - b. Assist and/or support the family beneficiaries during the transition period, assisting them in settling-in in their new community, and providing the needed services or assistance;
 - c. Document and keep a record of the key processes or activities done with the family beneficiaries, decisions and agreements made, and outputs resulted from the interventions provided to them.
 - d. Provide the Kalahi-CIDSS Regional Program Management Office (RPMO) with copies of family post-placement reports;
 - e. Verify the reports to be submitted by the family beneficiaries to the DSWD FO;
 - f. Coordinate with the Barangay Local Government Unit (BLGU) on matters related to the transition and monitoring of the client families;
 - g. Coordinate and consult with the DSWD Field Office on matters concerning the beneficiaries and the general implementation of the Balik Probinsya, Bagong Pag-asa Program; and
 - h. Organize and/or attend meetings or case conferences as needed.

3. Balik Probinsya Bagong Pag-asa Client shall:
 - a. Commit to occupy the housing units provided to his/her family and all of them must reside within the assigned community; the family must live as productive citizens of the barangay/municipality and actively participate in community affairs;
 - b. Ensure that the property provided to them are responsibly managed and used for the intended purpose;
 - c. Cooperate with the CSWDO and DSWD FO Staff in their efforts to monitor and assist client and his/her family;

- d. Responsibly utilize the financial assistance (transportation, transitory support, transitory shelter and livelihood grants, as determined by the case manager) to be provided, ensuring that these will be used according to the purposes and guidelines of the program;
- e. To properly receive the financial assistance committed by the DSWD, comply with the standard process of cash assistance/advance requests, and submit the necessary documentary requirements;
- f. Submit liquidation reports with complete attachments as required, within the given timeframe; and
- g. Should there be instance of non-compliance or act of deviation, or violations on responsibilities, it may be decided that the client and his/her family will not be able to continue enjoying or receiving the services of other DSWD, after conduct of assessment and/or investigation.

**III.
GRIEVANCE REDRESS SYSTEM**

A grievance shall be jointly established or strengthened by the DSWD and the LGU to provide a venue for stakeholders to raise their concerns and complaints on any aspect of the implementation of B2P. The LGU may explore its existing communication strategies on redress mechanism, such as those in the Barangay Justice System or the Citizens' Complaints and Assistance Desk. The DSWD may adapt the GRS Kalahi-CIDSS NCDDP.

**IV.
WARRANTIES**

Each party represents and warrants that:

- a. Has the capacity and right to enter into this Agreement and fully comply with all obligations specified hereunder (b) It shall comply with its privacy policy and shall not engage in any fraud or any deceptive, misleading or unethical or unfair competition practices;
- b. Shall adhere to privacy policies and shall not engage in any fraudulent, deceptive, misleading, unethical, or unfair activities or practices; and
- c. Shall not act in any manner which conflicts or interferes with any commitment or obligation under this agreement.

**V.
SEPARABILITY CLAUSE**

In case any provision hereof or any party thereof be declared void or unenforceable by competent authorities, the provision/s unaffected by such declaration shall remain valid and binding among the parties, their successors, and assigns.

IN WITNESS THEREOF, the parties have set their hands on this agreement on the on _____, 2023.

FOR THE BP2 CLIENT:

FOR THE LGU:

Name of the Head of the Family

HON. ROLANDO "KLAREX" A. UY
Local Chief Executive

FOR THE DSWD:

RAMEL F. JAMEN
Regional Director, Field Office
DSWD FO-X

Signed in the Presence of:

RONALD RYAN R. CUI
Assistant Regional Director for
Operations/Regional Program Manager

ANECIA C. TONGSON, RSW
Head, City/Municipal Social Welfare and
Development

ACKNOWLEDGEMENT

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

BEFORE ME, a Notary Public for and in the above jurisdiction, this _____ 2023, personally appeared the following individuals:

Name	Competent Evidence of Identity	Date/Place Issued
HON. ROLANDO A. UY		
RAMEL F. JAMEN		

known to me to be the same persons who executed the foregoing MEMORANDUM OF AGREEMENT, consisting of six (6) pages, including this page and they acknowledged to me that the same are their free and voluntary act and deed.

WITNESS MY HAND AND SEAL on the date and place above written.

Doc. No. _____ ;
Page No. _____ ;
Book No. _____ ;
Series of 2023.

NOTARY PUBLIC



Communication Number: 2023-1957

Date: 10/17/2023

Receiver: EUCILLE

From: CITY LEGAL OFFICE

Subject: REVIEW OF CITY LEGAL OFFICE RE: THE AMENDMENTS OF MEMORANDUM OF AGREEMENT (MOA) TO BE ENTERED INTO BY AND BETWEEN THE LOCAL GOVERNMENT UNIT OF CAGAYAN DE ORO CITY, THRU THE CITY MAYOR'S OFFICE AND THE 4TH INFANTRY (DIAMOND) DIVISION, PHILIPPINE ARMY (41D (DIAMOND) - PHIL ARMY), FOR THE FORMALIZATION OF THE EXISTENCE OF THE TASK FORCE ORO THRU A MEMORANDUM OF AGREEMENT WITH THE LGU-CDOC

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: Oct 23, 2024

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. JOYLEEN MERCEDES L. BALABA
 Member

HON. ROGER G. ABADAY
 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

OFFICE OF THE CITY ADMINISTRATOR

cagayan de Oro

OFFICE OF THE CITY ADMINISTRATOR

Date Received: 10/31/23 9:50 AM

By: [Signature]

City of gold & friendship

APPROVED

[Signature]

1st Endorsement
26 October 2023

Respectfully endorsed to **THE HONORABLE MEMBERS OF THE CITY COUNCIL** through **CITY VICE MAYOR JOCELYN B. RODRIGUEZ**, the attached Memorandum of Agreement (MOA) to be entered into by and between the Local Government Unit of Cagayan de Oro thru the City Mayor's Office and the 4th Infantry (Diamond) Division, Philippine Army, for the formalization of the existence of Task Force Oro, hereby requesting passage of an appropriate Ordinance authorizing the City Mayor to enter into and sign the same.

2023-1957 - LR

[Signature]
Atty. ROY HILARIO P. RAAGAS
City Administrator





1st INDORSEMENT
October 12, 2023

Respectfully forwarded to Arturo S. De San Miguel, City Secretary, Office of the City Council, this City, the herein attached legal review of this Office regarding to the amendments of Memorandum of Agreement (MOA) to be entered into by and between the Local Government Unit of Cagayan de Oro City thru the City Mayor's Office and the 4th Infantry (Diamond) Division, Philippine Army ("4ID (DIAMOND) - PHIL ARMY), for the formalization of the existence of the Task Force ORO thru a Memorandum of Agreement with the LGU-CDOC. For your information and appropriate action.

ATTY. KENNETH O. TAMALA, MBA
City Legal Officer

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

Date Received: 10/17/23 Time: 8:35 AM

By: [Signature]

ACTION TAKEN

Refer to UR Cante

Date: [Signature]



Republic of the Philippines
City of Cagayan de Oro

CITY LEGAL OFFICE



File 778-0

October 6, 2023

JOSE MARIA R CUERPO II
Major General PA
Commander

Dear Major General Cuerpo:

RE: Legal review of the **amendments** of Memorandum of Agreement (MOA) to be entered into by and between the Local Government Unit of Cagayan de Oro City, (LGU-CDOC) thru the City Mayor's Office (CMO) and 4TH INFANTRY (DIAMOND) DIVISION, PHILIPPINE ARMY "4ID (DIAMOND)- PHIL. ARMY), for the formalization of the existence of the **Task Force ORO** thru a Memorandum of Agreement with the LGU-CDOC.

This office has thoroughly reviewed the above-mentioned amendments of the Memorandum of Agreement and finds the MOA to be **legally sound and favorable** to City Government of Cagayan de Oro City, through the CMO of LGU-CDOC and of 4ID (DIAMOND)- PHIL. ARMY.

WHEREFORE, this office recommends that an **Executive Request** from the City Mayor be submitted to the Sangguniang Panglungsod to authorize the City Mayor to enter into the Memorandum of Understanding (MOU) in consonance to Section 455 (1) (vi) of the Local Government Code. Thus, this office finds the same to be in legal order and poses no legal objection.

The City Government of Cagayan de Oro is looking forward for the partnership with 4 ID Division thru the existence of the Task Force ORO, to address threats posed by any terrorist group or lawless element, protect communities and vital installations in ensuring the safety of the Kagay-anons.

For your information and guidance.

Prepared By:

ATTY. MARIANNE A. GUIBONE-RAGAS, REA, LPT
City Legal Officer
City Government of Cagayan de Oro

Reviewed by:

ATTY. KENNETH O. TAMALA, MBA
City Legal Officer
City Government of Cagayan de Oro



MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

The CITY GOVERNMENT OF CAGAYAN DE ORO (LGU-CDO), a local government unit organized and created under the laws of the Republic of the Philippines, with the principal office address located at 89 Hayes St., Cagayan de Oro City, duly represented by HON. ROLANDO A. UY, in his capacity as the City Mayor ¹, hereinafter referred to as "LGU-CDO".

and

The 4 INFANTRY (DIAMOND) DIVISION, PHILIPPINE ARMY (4ID (DIAMOND)-PHIL. ARMY) Headquarters located in Camp Edilberto Evangelista, Patag, Cagayan de Oro City duly represented in this instance by its Commander, MGEN. JOSE MARIA R. CUERPO II PA, hereinafter referred to as "4ID (DIAMOND)- PHIL. ARMY".

WITNESSETH:

WHEREAS, pursuant to R.A. 7160, otherwise known as the Local Government Code that provides the powers and functions of the City Mayor which include among others to wit:

1. 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:

(vii) Carry out such emergency measures as may be necessary during and in the aftermath of man-made and natural disasters and calamities;

(xvi) Call upon any national official or employee stationed in or assigned to the city to advise him on matters affecting the city and to make recommendations thereon; coordinate with said official or employee in the formulation and implementation of plans, programs and projects; and, when appropriate, initiate an administrative or judicial action against a national government official or employee who may have committed an offense in the performance of his official duties while stationed in or assigned to the city.

2. Enforce all laws and ordinances relative to the governance of the city and in the exercise of the appropriate corporate powers provided for under section 22 of this Code, implement all approved policies, programs, projects, services and activities of the city and, in addition to the foregoing, shall:

(v) Act as the deputized representative of the National Police Commission, formulate the peace and order plan of the city and upon its approval, implement the same; and as such exercise general and operational control and

supervision over the local police forces in the city, in accordance with R.A. No. 6975;

(vi) Call upon the appropriate law enforcement agencies to suppress disorder, riot, lawless violence, rebellion or sedition, or to apprehend violators of the law when public interest so requires and the city police forces are inadequate to cope with the situation or the violators;

WHEREAS, the unique geographical location of the city surrounded by rivers and places with constant armed conflict may also face many peace and order problems including, bombings, kidnappings, carnapping, extortions, and other crimes as its history would indicate.

WHEREAS, the local government unit needs the cooperation and support of public and private sectors to cope with natural and man-made calamities for effective and efficient emergency preparation, prevention, and response.

WHEREAS, recognizing the fact that a better -coordinated effort is needed between the local government unit, the police and military components, the business, religious, academe, and transport sectors; the Civil Society Organizations, and other public and private organizations to deal with the aforesaid problems.

WHEREAS, The State encourages cooperation and coordination among government agencies and institutions through mutually beneficial programs, projects, and activities to promote its workers, laborers, and other earning individuals who derived their income from working with the LGU.

NOW, THEREFORE, in consideration of the above premises the parties execute this Memorandum of Agreement and hereto agree as follows:

A. GENERAL UNDERTAKINGS

1. The parties agree to form, create and constitute the TASK FORCE ORO to formulate, plan, adopt, coordinate, integrate, implement, monitor, and evaluate peace, security and order, and law enforcement activities, programs, and policies in the City of Cagayan de Oro without diminution of the autonomy of the LGU on local, internal and exclusive matters;
2. The Parties agree to coordinate with each other before, during, and after the term of this Agreement and participate in regular planning and implementation meetings with the view of reviewing and evaluating the implementation of the Project;
3. The Parties agree to have a common goal which is to establish peace and order, tranquility, and security in the City of Cagayan de Oro to make it a place desirable to live in, engage in business, and seek education and leisure.
4. The Parties agree that the City Government of Cagayan de Oro will support task Force Oro in terms of operational and administrative requirements.

B. CREATION AND ORGANIZATION

The Task Force Oro (TFO) is hereby created and established through the composition of the following components of the government agencies, as follows:

1. City Government of Cagayan de Oro thru its Chief Executive/City Mayor of Local Government Unit – Cagayan de Oro;
2. The “4ID (Diamond)– Philippine Army”;
3. Other government agencies as it may deemed practicable and necessary.

For this purpose, the City Mayor of Cagayan de Oro and the 4ID (Diamond)– Philippine Army together with other government agencies shall coordinate together in fulfilling its individual functions and mandates relative in securing the peace and order, law enforcement activities, programs, and policies as it may deem suitable, practical and applicable.

c. Funding Requirements.

That part of the funding requirement of the Task Force Oro (TFO) shall be sourced from the General Fund of the Local Government Unit (LGU) as subsidy/financial assistance and may be charged to the Annual Peace and Order and Public Safety Plan of the Executive Department of the LGU, subject to the COA auditing rules set by law and other prohibitions on unnecessary or excessive expenses.

C. ROLES AND RESPONSIBILITIES OF THE PARTIES

B.1 The LGU-CDO shall:

The LGU – CDO is committed in complying its obligations set forth and to this end, shall:

1. Issue executive instruments or local legislations, whenever necessary, for the effective implementation of functions and mandated tasks of the TASK FORCE ORO, which includes in allowing the 4ID (DIAMOND)– PHIL. ARMY to utilize its personnel, manpower, equipment, and facilities, subject to the proper coordination and protocol with the City Mayor and other authorized LGU-CDO officers;
2. Delivery of the necessary technical assistance (TA) to 4ID (DIAMOND)– PHIL. ARMY, such as but not limited to;
 - 2.1 Provisions on the transportation and communication facilities necessarily needed in effectively and efficiently performing its mandated tasks in maintaining the peace and order and safety of the City of Cagayan de Oro;

- 2.2 Provide logistical and technical support to the 4ID for the overall planning, management, coordination and implementation of the priority activities and programs of the TASK FORCE ORO;
- 2.3 Facilitate and arrange the provision and release of fund, when necessary, based on verified physical, financial, and technical accomplishment reports in relation to the programs and activities of the TASK FORCE ORO, subject to the compliance with existing COA rules and regulations.
3. Take all steps in meeting the technical and operational needs of the 4ID, as deemed necessary in achieving and implementing its activities of TASK FORCE ORO, subject to the guidelines set by law.
4. Issue the necessary policies to mobilize its offices to assist the 4ID in its activities and programs of maintaining the peace and security, especially in deterring lawlessness and any forms and acts of terrorism within the city.

B.2 The 4 Infantry (Diamond) Division, Philippine Army shall:

1. Recommend the appropriate issuances and legislation to the City Mayor to suppress disorder, riot, or to apprehend violators of the law when public interest so requires and the city police forces are inadequate to cope with the situation or the violators;
2. Conduct operations in deterring lawlessness, public disorder and any form of terrorism;
3. Responsible for the successful implementation of the Task Force Oro mission, and functions;
4. Directs and supervises the military and armed support it provided to the police in the enforcement of the laws and ordinances, in maintaining the peace and order, tranquility and security;
5. Implement policies to successfully attain the objective/s of Task Force Oro;
6. Advise and monitor the operational activities of the Task Force Oro;
7. Perform counter-terrorism duties in the City of Cagayan de Oro subject to the guidelines as the City Mayor may direct in consonance of the existing laws and regulations;
8. Submit Status Report of the activities, accomplishments and other important reports monthly or when deemed necessary to the Office of the City Mayor.

D. CONFIDENTIALITY AND SHARING OF INFORMATION

All parties shall be bound to keep all Confidential Information strictly confidential by using a reasonable degree of care in safeguarding the aforesaid information/s, except to those information/s which are not within the scope/coverage of protection under the "Data Privacy Act of 2012", save to information involving public security, national defense, international relations related to public security or national defense, the protection of public interest. Both parties shall take all actions reasonably necessary to ensure that the Confidential Information shall not disclosed to or seen, used or obtained by

any person or entity except in accordance with the terms and agreement of parties and obtained with consent of the parties of this MOA, subject to the limitations set by law.

F. MISCELLANEOUS

a. Mutual obligations

The LGU-CDOC and 4ID (Diamond)-Phil. Army agree to perform, fulfill, abide by, and submit to any and all of the provisions and requirements and all matters related, contained or expressed or reasonably inferred from this MOA.

b. Representations and Warranties

All the parties represent and warrant that they have the requisite capacity to enter into for the agency and on behalf of the party they represent.

c. Duration and Effectivity

The LGU-CDOC and 4ID (Diamond)-Phil. Army agree that the provisions herein described shall be valid for a period of **three (3) years** unless extended by the parties by agreement in writing.

This MOA shall take effect and binding upon parties upon signing hereof of the MOA.

d. Amendment and Termination

Any modification or amendments to this Agreement as proposed by either party shall mutually be agreed upon in writing and signed by all the parties thereto.

A party to the MOA may terminate for failure to fulfill its roles and responsibilities as contained herein upon 30 days written notice to the other party.

IN WITNESS WHEREOF, the hereunto parties set their hands this ____ day of _____, 20____ in _____, Philippines.

**For the Local Government of
Cagayan de Oro (LGU-CDO)**

**For the 4 INFANTRY (DIAMOND)
DIVISION, PHILIPPINE ARMY**

*Signature
Printed
Name*

HON. ROLANDO A. UY

MGEN JOSE MARIA R. CUERPO II PA

Position

City Mayor, Cagayan de Oro City

Commander, 4ID, PA

F

Signed in the Presence of:

Signature

*Printed
Name*

PCOL SALVADOR N RADAM

COL WARREN C MUNDA (INF) MNSA PA

Position

City Police Director

CO, Task Force Oro 4ID, PA

Signature

*Printed
Name*

ATTY. KENNETH O. TAMALA, MBA

LTC MICHAEL REY S REUYAN GSC (INF)PA

Position

City Legal Officer

AC of S for Opns, G3

Signature

*Printed
Name*

HON. ROMEO V. CALIZO

**ENGR. JANE J. DOCALLOS, MNSA, EnP,
CESO V**

Position

City Councilor , District 1

City Director, Cagayan de Oro

DILG X, Cagayan de Oro City



ORDINANCE NO. 14599-2023

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 4TH INFANTRY (DIAMOND) DIVISION, PHILIPPINE ARMY, REPRESENTED BY ITS DIVISION COMMANDER, MGEN. JOSE MARIA R. CUERPO II, COVERING THE INSTITUTIONALIZATION OF THE TASK FORCE ORO IN CAGAYAN DE ORO CITY, 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 4th Infantry (*Diamond*) Division, Philippine Army, represented by its Division Commander, MGen. Jose Maria R. Cuerpo II, covering the institutionalization of the Task Force Oro in Cagayan de Oro City, under the terms and conditions stipulated therein.

SECTION 2. The aforestated MOA consisting of six (6) 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 Jay R. Pascual |
| | | - Councilor Roger G. Abaday | - Councilor Jose Pepe S. Abbu, Jr. |
| | | - Councilor Imee Rose P. Moreno | - Councilor Malvern A. Esparcia |
| | 2 nd District: | - Councilor Maria Lourdes S. Gaane | - Councilor Edgar S. Cabanlas |
| | | - Councilor Joyleen Mercedes L. Balaba | - Councilor Ian Mark Q. Nacaya |
| | | - Councilor James K. Judith II | - Councilor Suzette G. Magtajas-Daba |
| | | - Councilor Christian Rustico M. Achas | |
| | Ex-Officio: | - Councilor Yan Lam S. Lim | - Councilor John Michael L. Seno |
| <u>On Official Business:</u> | | - Councilor Yevonna Yacine B. Emano | |
| <u>Absent:</u> | | - Councilor Romeo V. Calizo (<i>Indisposed</i>) | - Councilor George S. Coking (<i>Indisposed</i>) |

ENACTED this 24th day of July 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:

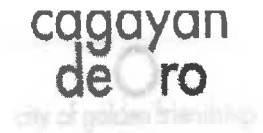
ROLANDO A. UY
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



Republic of the Philippines
City of Cagayan de Oro



CITY LEGAL OFFICE

July 10, 2023

JOSE MARIA R CUERPO II
Major General PA
Commander

Dear Major General Cuerpo:

RE: Legal review of the Memorandum of Understanding (**MOU**) to be entered into by and between the Local Government Unit of Cagayan de Oro City, (**LGU-CDOC**) thru the City Mayor's Office (**CMO**) and 4TH INFANTRY (**DIAMOND**) DIVISION, PHILIPPINE ARMY "**4ID (DIAMOND)- PHIL. ARMY**), for the formalization of the existence of the **Task Force ORO** thru a Memorandum of Understanding with the LGU-CDOC.


This office has thoroughly reviewed the above-mentioned Memorandum of Understanding and finds the MOU to be **legally sound and favorable** to City Government of Cagayan de Oro City, through the CMO of LGU-CDOC after the assent of 4ID (DIAMOND)- PHIL. ARMY of the terms and agreement agreed upon on a meeting with the City Legal Office of the LGU-CDOC, with an advised that the number of pages as type written in the acknowledgment portion be changed from six (6) to seven (7) pages, due to typographical error.

In finality, this office recommends that an **Executive Request** from the City Mayor be submitted to the Sangguniang Panglungsod to authorize the City Mayor to enter into the Memorandum of Understanding (MOU) in consonance to Section 455 (1) (vi) of the Local Government Code. Thus, this office finds the same to be in legal order and poses no legal objection.

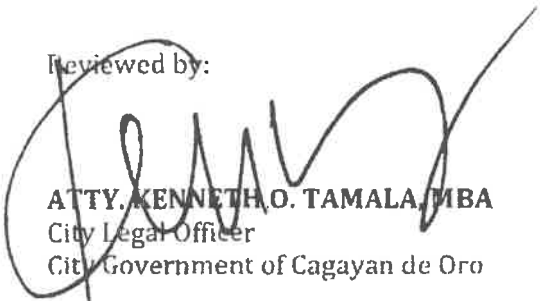
The City Government of Cagayan de Oro is looking forward for the partnership with 4 ID Division thru existence of the Task Force ORO, to address threats posed by any terrorist group or lawless element, protect communities and vital installations to ensure the safety of the Kagay-anons.

For your information and guidance.

Prepared By:


ATTY. MARIANNE A. GUIBONE-RAGAS, REA, LPT
City Legal Officer
City Government of Cagayan de Oro

Reviewed by:


ATTY. KENNETH O. TAMALA, MBA
City Legal Officer
City Government of Cagayan de Oro



MEMORANDUM OF UNDERSTANDING

KNOW ALL MEN BY THESE PRESENTS:

The CITY GOVERNMENT OF CAGAYAN DE ORO (LGU-CDO), a local government unit organized and created under the laws of the Republic of the Philippines, with the principal office address located at 89 Hayes St., Cagayan de Oro City, duly represented by HON. ROLANDO A. UY, in his capacity as the City Mayor¹, hereinafter referred to as "LGU-CDO".

and

The 4TH INFANTRY (DIAMOND) DIVISION, PHILIPPINE ARMY (4ID (DIAMOND)-PHIL. ARMY) Headquarters located in Camp Edilberto Evangelista, Patag, Cagayan de Oro City duly represented in this instance by its Commander, MGEN. JOSE MARIA R. CUERPO II PA, hereinafter referred to as "4ID (DIAMOND)-PHIL. ARMY".

WITNESSETH:

WHEREAS, pursuant to R.A. 7160, otherwise known as the Local Government Code that provides the powers and functions of the City Mayor which include among others to wit:

1. 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:

(vii) Carry out such emergency measures as may be necessary during and in the aftermath of man-made and natural disasters and calamities;

(xvi) Call upon any national official or employee stationed in or assigned to the city to advise him on matters affecting the city and to make recommendations thereon; coordinate with said official or employee in the formulation and implementation of plans, programs and projects; and, when appropriate, initiate an administrative or judicial action against a national government official or employee who may have committed an offense in the performance of his official duties while stationed in or assigned to the city.

2. Enforce all laws and ordinances relative to the governance of the city and in the exercise of the appropriate corporate powers provided for under section 22 of this Code, implement all approved policies, programs, projects, services and activities of the city and, in addition to the foregoing, shall:

(v) Act as the deputized representative of the National Police Commission, formulate the peace and order plan of the city and upon its approval, implement the same; and as such exercise general and operational control and supervision over the local police forces in the city, in accordance with R.A. No. 6975;

¹ Section 455 (b)(1)

(vi) Call upon the appropriate law enforcement agencies to suppress disorder, riot, lawless violence, rebellion or sedition, or to apprehend violators of the law when public interest so requires and the city police forces are inadequate to cope with the situation or the violators;

WHEREAS, the unique geographical location of the city surrounded by rivers and places with constant armed conflict may also face many peace and order problems including, bombings, kidnappings, carnapping, extortions, and other crimes as its history would indicate.

WHEREAS, the local government unit needs the cooperation and support of public and private sectors to cope with natural and man-made calamities for effective and efficient emergency preparation, prevention, and response.

WHEREAS, recognizing the fact that a better-coordinated effort is needed between the local government unit, the police and military components, the business, religious, academe, and transport sectors; the Civil Society Organizations, and other public and private organizations to deal with the aforesaid problems.

WHEREAS, The State encourages cooperation and coordination among government agencies and institutions through mutually beneficial programs, projects, and activities to promote its workers, laborers, and other earning individuals who derived their income from working with the LGU.

NOW, THEREFORE, in consideration of the above premises the parties execute this Memorandum of Understanding and hereto agree as follows:

A. GENERAL UNDERTAKINGS

1. The parties agree to form, create and constitute the TASK FORCE ORO to formulate, plan, adopt, coordinate, integrate, implement, monitor, and evaluate peace, security and order, and law enforcement activities, programs, and policies in the City of Cagayan de Oro without diminution of the autonomy of the LGU on local, internal and exclusive matters;
2. The Parties agree to coordinate with each other before, during, and after the term of this Understanding and participate in regular planning and implementation meetings with the view of reviewing and evaluating the implementation of the Project;
3. The Parties agree to have a common goal which is to establish peace and order, tranquility, and security in the City of Cagayan de Oro to make it a place desirable to live in, engage in business, and seek education and leisure.
4. The Parties agree that the City Government of Cagayan de Oro will support task Force Oro in terms of operational and administrative requirements.

B. ROLES AND RESPONSIBILITIES OF THE PARTIES

B.1 The LGU-CDO shall:²

The LGU – CDO is committed in complying its obligations set forth and to this end, shall:

1. Issue executive instruments or local legislations, whenever necessary, for the effective implementation of functions and mandated tasks of the TASK FORCE ORO, which includes in allowing the 4ID (DIAMOND)– PHIL. ARMY to utilize its personnel, manpower, equipment, and facilities, subject to the proper coordination and protocol with the City Mayor and other authorized LGU-CDO officers;
2. Delivery of the necessary technical assistance (TA) to 4ID (DIAMOND)– PHIL. ARMY, such as but not limited to;
 - 2.1 Provisions on the transportation and communication facilities necessarily needed in effectively and efficiently performing its mandated tasks in maintaining the peace and order and safety of the City of Cagayan de Oro;
 - 2.2 Provide logistical and technical support to the 4ID for the overall planning, management, coordination and implementation of the priority activities and programs of the TASK FORCE ORO;
 - 2.3 Facilitate and arrange the provision and release of fund, when necessary, based on verified physical, financial, and technical accomplishment reports in relation to the programs and activities of the TASK FORCE ORO, subject to the compliance with existing COA rules and regulations.
3. Take all steps in meeting the technical and operational needs of the 4ID, as deemed necessary in achieving and implementing its activities of TASK FORCE ORO, subject to the guidelines set by law.
4. Issue the necessary policies to mobilize its offices to assist the 4ID in its activities and programs of maintaining the peace and security, especially in deterring lawlessness and any forms and acts of terrorism within the city.

B.2 The 4th Infantry (Diamond) Division, Philippine Army shall:

1. Recommend the appropriate issuances and legislation to the City Mayor to suppress disorder, riot, or to apprehend violators of the law when public interest so requires and the city police forces are inadequate to cope with the situation or the violators;
2. Conduct other special operations as the City Mayor may direct in relation to its roles and responsibilities in deterring lawlessness, public disorder and any form of terrorism in the City of Cagayan de Oro;
3. Responsible for the successful implementation of the Task Force Oro mission, and functions, and perform such other functions in accordance of the instructions of the City Mayor in consonance with its role and responsibilities of Task Force Oro;

4. Directs and supervises the military and armed support it provided to the local police in the enforcement of the laws and ordinances in maintaining the peace and order, tranquility and security of the City of Cagayan de Oro as the City Mayor directs;
5. Ensures that all the policies and instructions of the City Mayor pertaining to the objective/s of Task Force Oro are properly implemented;
6. Advises and monitors the operational activities of the Task Force Oro in consonance with the order/s of the City Mayor;
7. Perform counter-terrorism duties in the City of Cagayan de Oro subject to the guidelines as the City Mayor may direct in consonance of the existing laws and regulations;
8. Submit Status Report of the activities, accomplishments and other important reports monthly or when deemed necessary to the Office of the City Mayor.

C. CONFIDENTIALITY AND SHARING OF INFORMATION

All parties shall be bound to keep all Confidential Information strictly confidential by using a reasonable degree of care in safeguarding the aforesaid information/s, except to those information/s which are not within the scope/coverage of protection under the "Data Privacy Act of 2012", save to information involving public security, national defense, international relations related to public security or national defense, the protection of public interest.

Both parties shall take all actions reasonably necessary to ensure that the Confidential Information shall not be disclosed to or seen, used or obtained by any person or entity except in accordance with the terms and agreement of parties and obtained with consent of the parties of this MOU, subject to the limitations set by law.

D. MISCELLANEOUS

a. Mutual obligations

The LGU-CDOC and 41D (Diamond)-Phil. Army agree to perform, fulfill, abide by, and submit to any and all of the provisions and requirements and all matters related, contained or expressed or reasonably inferred from this MOU.

b. Representations and Warranties

All the parties represent and warrant that they have the requisite capacity to enter into for the agency and on behalf of the party they represent.

c. Duration and Effectivity

The LGU-CDOC and 41D (Diamond)-Phil. Army agree that the provisions herein described shall be valid for a period of **three (3) years** unless extended by the parties by agreement in writing.

This MOU shall take effect and binding upon parties upon signing hereof of the MOU.

d. Amendment and Termination

Any modification or amendments to this Agreement as proposed by either party shall mutually be agreed upon in writing and signed by all the parties thereto.

A party to the MOU may terminate for failure to fulfill its roles and responsibilities as contained herein upon 30 days written notice to the other party.

IN WITNESS WHEREOF, the hereunto parties set their hands this ____ day of _____, 20____ in _____, Philippines.

**For the Local Government of
Cagayan de Oro (LGU-CDO)**

**For the 4 INFANTRY (DIAMOND) DIVISION,
PHILIPPINE ARMY**

Signature

Printed Name

HON. ROLANDO A. UY

MGEN JOSE MARIA R. CUERPO II PA

Position

City Mayor, Cagayan de Oro City

Commander, 4ID, PA

Signed in the Presence of:

Signature

Printed Name

PCOL FRANKIE C CANDELARIO

COL WARREN C MUNDA (INF) MNSA PA

Position

City Police Director

CO, Task Force Oro 4ID, PA

Signature

Printed Name

ATTY. ROY HILARIO P. RAAGAS

COL ESTRELLITO P ROMERO JR GSC (INF) PA

Position

City Administrator

AC of S for Opns, G3



Communication Number:

Date:

Receiver:

From Committee of the Whole

Subject PROPOSED ORDINANCE approving the Annual Budgets of the General Fund with an Estimated Income of ₱10,036,440,971.00 and of the Special Account: Local Economic Enterprises/Utilities with an Estimated Income of ₱1,163,559,029,00, both for CY 2024, to respectively finance Estimated Various Expenditures of the same amounts for CY 2024.

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: October 23, 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



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

(08822) 724854; (088) 857-4029; 857-4035; 857-2048



Comm. No.
 From: CMO

Received by:
 Date:

Subject Matter:

EXECUTIVE ANNUAL BUDGET OF THE GENERAL FUND AND SPECIAL ACCOUNT -LOCAL ECONOMIC ENTERPRISES/UTILITIES FOR CALENDAR YEAR 2024

Referred to the **CITY COUNCIL AS COMMITTEE OF THE WHOLE**, 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: November 7, 2023

RECOMMENDING APPROVAL

 HON. JOCELYN B. RODRIGUEZ CITY VICE MAYOR	 HON. YAN LAM S. LIM CITY COUNCILOR & PRESIDING OFFICER
<p>FIRST DISTRICT:</p> <p>HON. AGAPITO ERIBERTO G. SUAN, <i>ABSTAINED</i> CITY COUNCILOR</p> <p>HON. ROGER G. ABADAY CITY COUNCILOR</p> <p> HON. JAY R. PASCUAL CITY COUNCILOR</p> <p> HON. IMEE ROSE P. MORENO CITY COUNCILOR</p> <p> HON. ROMEO V. CALIZO CITY COUNCILOR</p> <p> HON. GEORGE S. GOKING CITY COUNCILOR</p> <p>HON. JOSE PEPE S. ABBU JR., <i>ABSTAINED</i> CITY COUNCILOR</p> <p> HON. MALVERN A. ESPARCIA CITY COUNCILOR</p> <p>SECTORAL REPRESENTATIVES</p> <p> HON. JOHN MICHAEL L. SENO SK FEDERATION PRESIDENT / CITY COUNCILOR</p>	<p>SECOND DISTRICT:</p> <p>HON. YEVONNA YACINE B. EMANO, <i>ABSTAINED</i> CITY COUNCILOR</p> <p> HON. MARIA LOURDES GAANE CITY COUNCILOR</p> <p> HON. JOYLEEN MERCEDDES L. BALABA CITY COUNCILOR</p> <p>HON. JAMES K. JUDITH II CITY COUNCILOR</p> <p> HON. IAN MARK Q. NACAYA CITY COUNCILOR</p> <p> HON. EDGAR S. CABANLAS CITY COUNCILOR</p> <p>HON. CHRISTIAN RUSTICO M. ACHAS, <i>ABSTAINED</i> CITY COUNCILOR</p> <p> HON. SUZETTE G. MAGTAJAS-DABA CITY COUNCILOR</p>



October 10, 2023

The Honorable Sanggunian Panlungsod Members
Sangguniang Panlungsod
Cagayan de Oro City

Thru: **Hon. Jocelyn B. Rodriguez**
City Vice Mayor

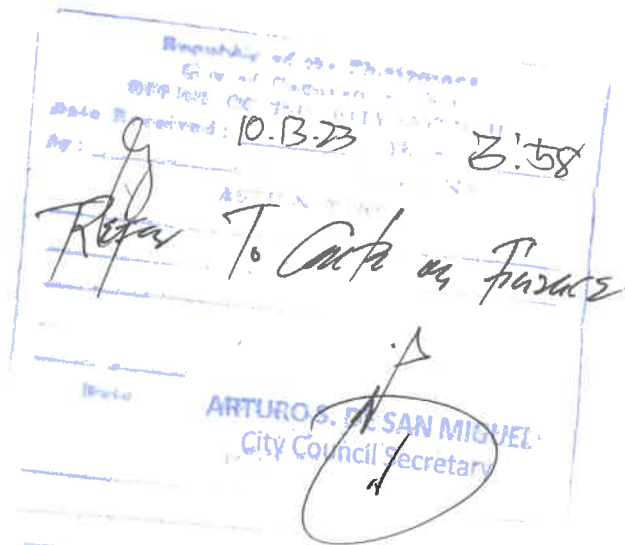
Ladies and Gentlemen:

Pursuant to Section 318 of the Local Government Code of 1991, I am submitting herewith the Executive Annual Budget of the General Fund and Special Account- Local Economic Enterprises/ Utilities for Calendar Year 2024, for your consideration.

Thank you.

Very truly yours,

ROLANDO A. UY
City Mayor





Communication Number: 2023-1956

Date: 10/17/2023

Receiver: EUCILLE

From: CMO

Subject: REQUEST FOR THE PASSAGE OF 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 DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS CAGAYAN DE ORO 2ND DISTRICT ENGINEERING OFFICE (DPWH CDO 2ND DEO), FOR THE CONSTRUCTION OF SOLAR WATER SUPPLY SYSTEMS IN BARANGAYS CUGMAN, F.S. CATANICO, INDAHAG AND PUERTO, ALL OF THIS CITY, AND TO SIGN THE JOINT CERTIFICATION BY THE CITY GOVERNMENT AND THE DPWH CDO 2ND DEO FOR EACH BARANGAY

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: Oct 23, 2023

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. JOYLEEN MERCEDES L. BALABA
 Member

HON. ROGER G. ABADAY
 Member

Member

Member

EX-OFFICIO MEMBERS

HON. EDGAR S. CABANLAS
 Majority Floor Leader

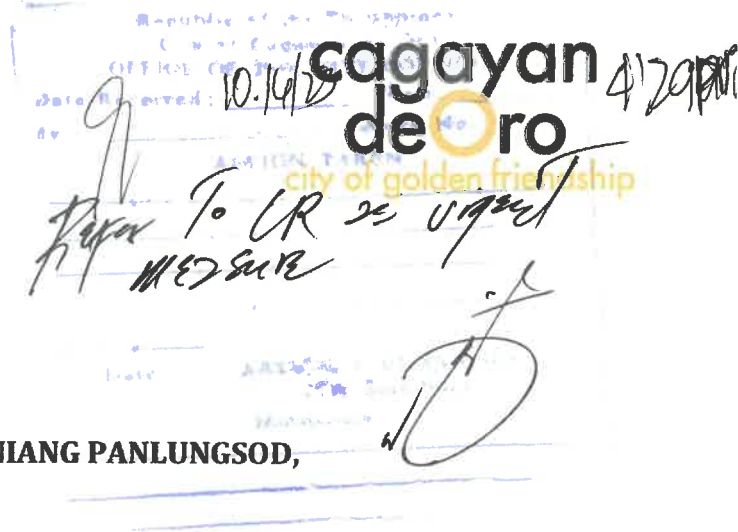
HON. JAMES R. JUDITH II
 Minority Floor Leader

HON. JOCELYN B. RODRIGUEZ
 City Vice Mayor

DISSENTING



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



10 October 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 DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS CAGAYAN DE ORO 2ND DISTRICT ENGINEERING OFFICE (DPWH CDO 2ND DEO), REPRESENTED BY ENGR. GABRIEL L. GUINITARAN, DISTRICT ENGINEER, FOR THE CONSTRUCTION OF SOLAR WATER SUPPLY SYSTEMS IN BARANGAYS CUGMAN, F.S. CATANICO, INDAHAG AND PUERTO, ALL OF THIS CITY, AND TO SIGN THE JOINT CERTIFICATION BY THE CITY GOVERNMENT AND THE DPWH CDO 2ND DEO FOR EACH BARANGAY

LADIES AND GENTLEMEN:

This pertains to the Implementation of Construction of Solar Water System Projects by the DPWH CDO 2nd DEO in Barangays Cugman, F.S. Catanico, Indahag and Puerto, all of this City. As part of the implementation of such outstanding and commendable project, a Memorandum of Agreement (MOA) is required to be entered into by the City Government and the DPWH CDO 2nd DEO, and a Joint Certification for each barangay, to be signed by the same Parties.

In addition, the above-mentioned MOA and Joint Certifications for each barangay 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 DPWH CDO 2nd DEO, for the purpose of the implementation of the construction of solar water supply systems in Brgys. Cugman, F.S. Catanico, Indahag and Puerto, all of this City.

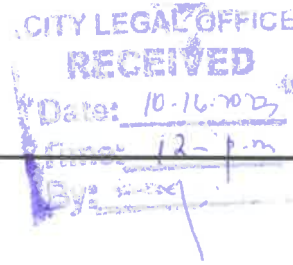
Hoping for your favorable and prompt response on this request.

Thank you.

Truly yours,

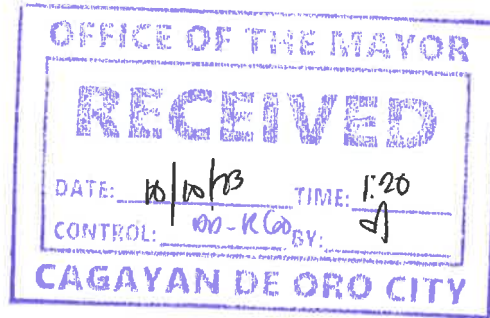
ROLANDO *Klarex* A. UY
City Mayor **K**

¹ Please see herein-attached legal opinion dated 09 October 2023 for your reference.



09 Oct 2023

HON. ROLANDO "KLAREX" A. UY
 City Mayor
 Office of the City Mayor
 Cagayan de Oro City



Dear Mayor Uy:

Greetings!

This pertains to the **Memorandum of Agreement** to be entered into by and between the **City Government of Cagayan de Oro**, represented by City Mayor Rolando "Klarex" A. Uy and the **Department of Public Works and Highways Cagayan de Oro 2nd District Engineering Office (DPWH CDO 2nd DEO)**, represented by Engr. Gabriel L. Gunitaran, District Engineer, for the **Construction of Solar Water Supply Systems** in Barangays Cugman, F.S. Catanico, Indahag and Puerto, all of this City. As part of the implementation of the project, a **Joint Certification for each barangay** is also required to be signed by both the City Government and the DPWH CDO 2nd DEO.

In this connection, kindly be informed that this Office has thoroughly reviewed the above-mentioned Memorandum of Agreement and the Joint Certifications for each barangay, and finds the application legally sound and thus pose no legal objection to the same.

In line with this, the City Engineer's Office also stated that it has no objection on the Joint Certifications for each barangay. As a result, the City Government, through its Local Chief Executive, will sign the Joint Certifications for each barangay, affirming, among others, that there is an existing adequate water source for the specific solar water system project; that there is an available government-owned location for the project; that the City Government will provide assistance to the DPWH CDO 2nd DEO in securing all the permits that may be required for the construction of the water supply system, and that the City Government has the capacity to operate, sustain and maintain this water supply project after construction and upon its turnover from the DPWH.¹

On the other hand, in addition to the Joint Certification, it is crucial to highlight that the DPWH CDO 2nd DEO is required to obtain a Certification from the City Health Officer affirming the quality, potability, or safety of the water supply at the earliest possible opportunity, as specified in paragraph (F) of the *DPWH Guidelines for the Implementation of the Project*. Currently, the DPWH CDO 2nd DEO is in the process of fulfilling this requirement, which entails the meticulous task of collecting the necessary water samples from each project for testing purposes, and waiting for its results from the Department of Science and Technology (DOST) or its accredited water testing centers.

¹ Please see herein-attached letter from the City Engineer's Office dated 28 Sept 2023.

Thus, should the City Government find the terms and conditions in the Memorandum of Agreement and the Joint Certifications for each barangay amenable and for the best interests of the City Government, this Office recommends that the Memorandum of Agreement and the Joint Certifications be duly forwarded to the Honorable Members of the City Council for their favorable consideration, with a request for an Ordinance authorizing the City Mayor to enter into and sign the same, pursuant to Sec. 455 (1) (vi)² of the Local Government Code.

For your guidance and information.

Prepared by:



ATTY. KIRSTEN KATE F. CALVO, CPA
Attorney IV

Reviewed by:



ATTY. KENNETH O. TAMALA, MBA
City Legal Officer

² Sec. 455. Chief Executive: Powers, Duties and Compensation –

(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 panglungsod or pursuant to law or ordinance;



Republic of the Philippines
CAGAYAN DE ORO CITY
CITY ENGINEER'S OFFICE

CEO Compound, R.N. Pelaez Blvd., Kauswagan, Cagayan de Oro City 9000

cagayan
de Oro
city of golden friendship

September 28, 2023

ATTY. KENNETH O. TAMALA, MBA
City Legal Officer
City Legal Office
City Hall, Cagayan de Oro City

Dear Sir:

This pertains to the letter-endorsement forwarded to this Office last June 1, 2023 regarding the Memorandum of Agreement between the City Government of Cagayan de Oro and the Department of Public Works and Highways (DPWH) for the **Construction of Solar Water Systems** at Barangays Cugman, F.S. Catanico, Indahag and Puerto, this City, endorsed for this Office's review, comment and recommendation on the Certification issued by DPWH.

Please be informed that after careful review and evaluation of the said Certification, this Office interposes No Objection as to the requirements for the preliminary conditions on the implementation of the aforesaid project has been complied/observed.

For your information and appropriate action.

Very truly yours,


JOEL V. MOMONGAN
Acting City Engineer

icp-CLO/CommentOnDPWHCert/D18rgys/100523



ANNEX A

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement (MOA) entered into by and between the following Parties:

The Department of Public Works and Highways Cagayan de Oro 2nd District Engineering Office with principal address at Macabalan, Cagayan de Oro City, and represented by GABRIEL L. GUINITARAN, District Engineer;

And

The Local Government Unit of Cagayan de Oro City, with principal address at Tiano-Gaerlan Sts., Cagayan de Oro City and represented by Hon. Mayor Rolando A. Uy.

WHEREAS, the Department of Public Works and Highways (DPWH) is the engineering and construction arm of the government, created by virtue of Executive Order No. 124, series of 1987, responsible for the planning, design, construction and maintenance of infrastructure facilities, including water resource development systems, in accordance with national development objectives;

WHEREAS, the Local Government Unit (LGU), as provided under Republic Act (R.A.) No. 7160, otherwise known as the Local Government Code of 1991, assumes the primary responsibility for the delivery and provision of basic services and facilities, including water supply, to promote health and welfare of all its constituents;

WHEREAS, Chapter 3, Article One, Section 25.b of R.A. No. 7160, states that "national agencies and offices with project implementation functions shall coordinate with one another and with the local government units concerned in the discharge of these functions. They shall ensure the participation of local government units both in the planning and implementation of said national projects";

WHEREAS, the Parties recognize the importance of a collaborative effort to achieve the objectives of providing water supply to the citizens of the Philippines, and in this regard, agree to collaborate on the implementation of the Water Supply System Project;

NOW, THEREFORE, for and in consideration of the above premises, the Parties hereby agree to the following:

1. The DPWH CDO 2nd DEO shall undertake the design and construction of the following Construction/ Rehabilitation of Water Supply/ Septage and Sewerage/ Rain Water Collectors Water Supply System, to wit:

- Construction of Solar Water Supply System in Barangay Cugman, Cagayan de Oro City, Province of Misamis Oriental
- Construction of Solar Water Supply System in Barangay FS Catanico, Cagayan de Oro City, Province of Misamis Oriental
- Construction of Solar Water Supply System in Barangay Indahag, Cagayan de Oro City, Province of Misamis Oriental
- Construction of Solar Water Supply System in Barangay Puerto, Cagayan de Oro City, Province of Misamis Oriental

subject of this Memorandum of Agreement, utilizing the funds appropriated under the FY 2023 General Appropriations Act (GAA) for the same, in accordance with the "DPWH Guidelines for the Implementation of All Construction of Solar Water System Projects under the FY 2023 GAA, DPWH Budget";


2. The DPWH CDO 2nd DEO and Local Government Unit of Cagayan de Oro City shall jointly issue a Certification for the Project attesting the adequacy of water source, availability of a suitable location, and all other undertaking by the Parties, using the Form provided in the above-mentioned DPWH Guidelines;
3. The Local Government Unit of Cagayan de Oro City shall (a) provide the necessary government owned land, free from any claim, dispute or legal controversy for the Project, (b) identify the water source for the Project, (c) secure a Certification from its City or Municipal Health Officer attesting the quality, potability, or safety of the Project's water supply, and (d) extend its assistance to the Implementing Office in securing the required permits from relevant government agencies including, but not limited to, the NWRB and the DENR, for the implementation of the Project within its jurisdiction;
4. The DPWH CDO 2nd DEO and Local Government Unit of Cagayan de Oro City shall jointly monitor the progress and implementation of the Project, and work together to resolve any issues or concerns that may arise during its implementation; and finally,
5. Upon completion of the construction by the DPWH CDO 2nd DEO and submission of the Letter of Acceptance by the Local Government Unit of Cagayan de Oro City as required by the above DPWH Guidelines, the LGU shall be responsible for the operation and maintenance of the Project, at no cost to the DPWH, unless these responsibilities are otherwise transferred to another entity, at the option of the LGU.

This MOA shall take effect upon signing by the Parties, and shall remain in force and effect until _____, unless otherwise extended in writing by both Parties.

IN WITNESS WHEREOF, the Parties have hereunto affixed their signature this day of _____
2023 at _____


For the Department of Public Works and Highways CDO 2nd DEO:

For the Local Government Unit of Cagayan de Oro City:


GABRIEL L. GUINITARAN
District Engineer

HON. MAYOR ROLANDO A. UY
City Mayor 

Witnesses:


LORNA B. GARIFE, CPA
Accountant III
Chief, Finance Section


HELEN A. MONTES
Chief, Planning and Design Section

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)

_____) ss

BEFORE ME, this day of _____ at _____, Philippines, personally appeared the following persons exhibiting to me their respective government-issued I.D.:

Name	I.D. No.	Date/Place Issued
GABRIEL L. GUINITARAN	86M0005	MANILA CITY
ROLANDO A. UY		

Known to me to be the same persons who executed the foregoing Memorandum of Agreement consisting of four (4) pages including this page on which the Acknowledgment is written, and acknowledged by the Parties that the same is their free act and deed, and that of the agency or unit being represented.

WITNESS MY HAND AND SEAL on the date and place first written above.

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

ANNEX B

CERTIFICATION

This is to certify that, for the **Construction of Solar Water Supply System, Barangay Puerto, Cagayan de Oro City, Province of Misamis Oriental**, funded under the FY 2023 General Appropriations Act (GAA), DPWH Budget:

1. There is an existing adequate water source for the above project, consisting of groundwater (deep well);
2. There is an available government-owned location for the project in Barangay Puerto, Cagayan de Oro City. The Department of Public Works and Highways (DPWH) shall not, in any way, be responsible for right-of-way acquisition nor relocation/ resettlement of individuals if any, in connection with the project implementation;
3. This Local Government Unit will provide assistance to the DPWH CDO 2nd DEO in securing all permits which may be required for the construction of the water supply system project, including Water Permit from the National Water Resources Board (NWRB) and when applicable, the Environmental Compliance Certificate from the Department of Environment and Natural Resources (DENR), to facilitate the timely completion of the project;
4. This Local Government Unit has the technical capacity to operate, sustain, and maintain this water supply project after construction and upon its turnover from the Department of Public Works and Highways, at no cost to the latter;
5. In relation to the item above, in the event that the LGU does not have the necessary technical capacity to operate and maintain the water supply project, this Local Government Unit shall timely coordinate with relevant agencies prior to the turnover of the project for capacity building activities, or otherwise enter into any other legal arrangements with appropriate entities in accordance with existing laws/regulations.

Issued on _____ at _____.

FOR THE DPWH:


GABRIEL E. GUINITARAN
District Engineer
Cagayan de Oro City 2nd DEO

FOR THE LGU:


HON. MAYOR ROLANDO A. UY
City Mayor
LGU- CAGAYAN DE ORO CITY



Communication Number: 2023-1982

Date: 11/07/2023

Receiver: EUCILLE

From: CMO

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 CITY GOVERNMENT OF BATAC, ILOCOS NORTE, TO BE REPRESENTED BY ITS CITY MAYOR, HON. ALBERT D. CHUA, FOR THE ESTABLISHMENT OF A SISTERHOOD AGREEMENT, WHICH I HEREBY CERTIFY AS AN URGENT LEGISLATIVE MEASURE

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: _____

HON. EDGAR S. CABANLAS
 Chairperson

HON. ROMEO V. CALIZO
 Vice Chairperson

HON. GEORGE S. GOKING
 Member

HON. JOYLEEN MERCEDES L. BALABA
 Member

HON. ROGER G. ABADAY
 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

Generated from Legislative Management System

CERTIFIED URGENT.

 for inclusion



Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY MAYOR



November 6, 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 CITY GOVERNMENT OF BATAC, ILOCOS NORTE, TO BE REPRESENTED BY ITS CITY MAYOR, HON. ALBERT D. CHUA, FOR THE ESTABLISHMENT OF A SISTERHOOD AGREEMENT, WHICH I HEREBY CERTIFY AS AN URGENT LEGISLATIVE MEASURE

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 City Government of Batac, Ilocos Norte, to be represented by its City Mayor, Hon. Albert D. Chua, for the establishment of a Sisterhood Agreement.

This signing seeks to formalize the partnership between the two (2) cities to further advance trade linkages, adopt and exchange of good practices, among others, that will foster sustainable development. The City Government of Cagayan de Oro remains committed to building a strong collaboration with other cities/municipalities to support the delivery of efficient and excellent service that will spur mutual progress and development for both local government units.

In this regard, we respectfully request the appropriate action of the *Sanggunian* on this concern, which I hereby certify as an urgent legislative measure. A copy of the MOA is attached herewith for your perusal.

Hoping for your favorable and prompt response on this request.

Thank you.

Very truly yours,

ROLANDO
City Mayor



klarex
A. UY
k

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY MAYOR
Date Received: 11-6-23 Time: 12:07 PM
ACTION FROM
Kind to CR for
Approval as urgent measure



3 November 2023

THE HONORABLE MEMBERS OF THE CITY COUNCIL

20th City Council

Cagayan De Oro City

Dear Honorable Members of the City Council,

Greetings!

This is in response to the request for thorough review and opinion on the herewith attached draft of the Memorandum of Agreement (MOA) between the City Government of Batac, Ilocos Norte and the City Government of Cagayan de Oro on the Establishment of a Sisterhood Agreement.

In this connection, kindly be informed that this Office has thoroughly reviewed the draft Memorandum of Agreement and finds the same to be in legal order and, thus, pose no legal objection thereto.

Accordingly, this Office recommends that the said *Memorandum of Agreement* be duly forwarded to the Honorable Members of the City Council for their favorable consideration, with a request for an Ordinance authorizing the City Mayor to enter into and sign the same, pursuant to Sec. 455 (b) (1) (vi)¹ of the Local Government Code.

For your guidance and appropriate action.

Prepared by:


ATTY. CHIT LEONELLE ISAIAH R. BAÑAS
Attorney IV

Reviewed by:


ATTY. KENNETH O. TAMALA, MBA
City Legal Officer

¹ Sec. 455. Chief Executive: Powers, Duties and Compensation –

(b) (1) (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 panglungsod or pursuant to law or ordinance;

MEMORANDUM OF AGREEMENT BETWEEN THE CITY GOVERNMENT OF BATAAC, ILOCOS NORTE AND THE CITY GOVERNMENT OF CAGAYAN DE ORO ON THE ESTABLISHMENT OF A SISTERHOOD AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement was made and executed on the _____ of November in Cagayan de Oro City by and between:

The City Government of Bataac, Province of Ilocos Norte and the City Government of Cagayan de Oro, are hereinafter referred to as "the Parties" desiring to promote and strengthen ties of friendship, understanding, partnership, and cooperation in pursuit of the betterment of the welfare of their constituents and creating opportunities for mutual growth of both local government units.

ARTICLE 1

The Parties shall, in accordance with their prevailing laws and regulations, establish a Sisterhood Agreement to promote and strengthen an effective and a mutually beneficial partnership in pursuit of the development of both local government units, within the limits of the Parties' financial, material, and personnel capabilities in the following areas of cooperation:

1. Tourism, Culture and Heritage Promotion
2. Trade and Economic Development
3. Education and Research

ARTICLE 2

To facilitate the implementation of this Memorandum of Agreement, the Parties may conclude arrangements within the terms of this Memorandum which will cover the activities in the aforementioned areas of cooperation provided in Article 1.

ARTICLE 3

Tourism, Culture and Heritage Exchanges

1. Both sides will exchange visits of a minimum 4-member delegation composed of officials, department heads, staff and representatives of civil society organizations and/or the private sector for a period as agreed upon by both Parties.
2. Both sides will exchange visits of designated officials or personnel in charge of tourism, culture and heritage preservation for a period as agreed upon by both Parties.
3. The City of Bataac shall promote the arts and crafts of Cagayan de Oro and vice versa.
4. Both Parties shall exchange visits during major festivals in their respective localities upon the invitation of the host local government unit.

ARTICLE 4

Trade and Economic Development

Both Parties shall explore opportunities for trade and investments that will be beneficial for both cities, as well as tap avenues and platforms, including crucial drivers for economic growth and development.

ARTICLE 5

Education and Research

1. Both sides will exchange scholarships covering study along technical and vocational education and training (TVET), as well as the exchange of visiting scholars and technical personnel on the fields of study or areas of specialization to be agreed upon by both Parties.
2. The City of Batac shall host students, faculty, cultural workers, and researchers from Cagayan de Oro City to study and conduct research on a subject matter of their interest. On the other hand, Cagayan de Oro City shall also host students, faculty, cultural workers, and researchers from the City of Batac to learn its best practices as well as conduct research on a subject matter of their interest.

ARTICLE 6

To implement the activities under the areas of cooperation, both Parties have agreed that their local chief executives shall designate focal persons to facilitate discussions on exchanges in the areas of specialization as provided in Article 1. For Cagayan de Oro, it shall be the Sister City and International Relations Program, lodged in the Cagayan de Oro - Trade and Investment Promotions Center (Oro-TIPC), while for the City of Batac, it shall be

ARTICLE 7

Differences arising out of the interpretation or implementation of this Memorandum of Agreement shall be settled amicably through consultation or negotiation between the Parties.

ARTICLE 8

Expenditures

The sending local government unit will pay for the travel fare and transport expenses of the delegates and items for exchange stipulated in the sisterhood exchange program. On the other hand, the host local government unit, within its financial, personnel, and material capabilities, shall shoulder internal expenses such as board and lodging, transportation, and medical treatment in cases of emergency or to be agreed upon by both Parties. The accommodation to be

provided by the host local government unit shall meet accepted standards of comfort befitting the rank of the visitors concerned.

The sending LGU will shoulder the costs of any extension of its delegation's period of stay in the host local government unit beyond the period stipulated in the program as agreed upon between the Parties.

ARTICLE 9
Modifications

This Memorandum of Agreement may be modified only through mutual consent between the Parties. Any amendment, additions, or omissions on this Agreement will be made through consultations between both Parties and should be in formal writing.

ARTICLE 9

1. This Memorandum of Agreement shall enter into force on the date of its signing and shall be in force for a period of three (3) years and automatically extended for three (3) years consecutively, unless it is terminated in formal writing by either Party giving a six-month notice in advance to the other Party.
2. Should this Memorandum of Agreement be terminated, the arrangements agreed upon by the Parties shall remain in force until such time when the implementation of the activities in the areas of cooperation has been carried out to its completion.

IN WITNESS WHEREOF, the undersigned being duly authorized thereof by their respective Government have signed this Memorandum of Agreement.

DONE in Cagayan de Oro City on the ____ day of November 2023, accomplished in six (6) original copies, in the English language, both texts being equally authentic.

**CITY GOVERNMENT OF BATAAC,
ILOCOS NORTE**

Hon. ALBERT D. CHUA
City Mayor

**CITY GOVERNMENT OF CAGAYAN DE ORO
CITY**

Hon. ROLANDO "KLAREX" A. UY
City Mayor

WITNESSETH

ACKNOWLEDGEMENT

Republic of the Philippines
City of Cagayan de Oro

BEFORE ME, A Notary Public for and in the City of Batac, Ilocos Norte, personally appeared, **CITY MAYOR ALBERT D. CHUA** and **CITY MAYOR ROLANDO A. UY** known to me to be the same persons who executed the foregoing instruments acknowledgements to me that the same is their free and voluntary deed. Parties exhibited to me their government identification cards as follows:

NAME	GOVERNMENT IDENTIFICATION	DATE ISSUED	PLACE ISSUED
ALBERT D. CHUA			
ROLANDO A. UY			

This instrument consists of **four (4) pages** including this page wherein the acknowledgment is written duly signed by the parties and their witnesses on each and every page hereof.

WITNESS MY HAND AND SEAL, this ____ day of November 2023 in the City of Cagayan de Oro.

NOTARY PUBLIC

Doc. _____
Page No. _____
Book No. _____
Series of 2023.



Republic of the Philippines
 City of Cagayan de Oro
**TRADE AND INVESTMENT
 PROMOTIONS CENTER**

**cagayan
 de Oro**
 City of golden friendship

October 26, 2023

Hon. ROLANDO A. UY
 City Mayor
 Cagayan de Oro City

Office of the City Mayor
 Date Received: 11/3/23 Time: 2:40pm
 By: [Signature]
 Refer To Case of Sister
 Relations
 [Signature]

Dear Mayor Uy,

We are very pleased to have been furnished by the City Administrator's Office a copy of the letter of Mr. Tristan D. Advincula, Private Secretary II of the City Government of Batac, Ilocos Norte, requesting the opportunity to establish a Sister City Relationship with Cagayan de Oro City.

Attached in the emailed letter is Resolution Number 6SP 2023-309 of the 6th Sangguniang Panlungsod of the City of Batac, Ilocos Norte passed during its 55th Regular Session on October 16, 2023 which states, **"A RESOLUTION MANIFESTING THE PROFOUND INTENT AND AFFIRMATION OF WILLINGNESS OF THE LGU-CITY OF BATAC, ILOCOS NORTE TO ESTABLISH A SISTER CITY RELATIONS/TWINNING AGREEMENT WITH THE CITY OF CAGAYAN DE ORO, MISAMIS ORIENTAL, REPRESENTED BY ITS CITY MAYOR HON. ROLANDO A. UY, AND FURTHER AUTHORIZING THE HON. CITY MAYOR ALBERT D.CHUA, TO EXECUTE ALL AND NECESSARY DOCUMENTS TO EFFECTUATE SAID SISTERHOOD AFFILIATION"**. Same resolution is signed approved by Hon. Albert D. Chua, City Mayor of Batac.

Relative to this, we recommend for our city to pursue sisterhood ties with the City of Batac and engage in partnership endeavors along heritage, culture and arts, tourism, education, trade and commerce, and other areas beneficial to both cities.

We further recommend for His Honor to request the 20th City Council of this city to pass a resolution to this effect.

Very truly yours,

[Signature]

JOHN W. ASUNCION
 Local Economic Development and Investment Promotions Officer

OFFICE OF THE CITY MAYOR
RECEIVED
 DATE: 10/27/23 9:52 AM
 CONTROL: DOR-198 JEP
 CAGAYAN DE ORO CITY

BY AUTHORITY OF THE CITY MAYOR
ATTY. KENNETH J. TAMALA, MBA
 CITY LEGAL OFFICER
 Officer-in-charge, CMO

2nd Floor, South Wing, Administrative and Legislative Building
 City Hall Compound, Capistrano-Hayes Streets
 Cagayan de Oro City, Philippines
www.cagayandeoro.gov.ph
 Telephone Number: +63 88 8573057, Email Address: investcdo@cagayandeoro.gov.ph

NOV 03 2023



Communication Number: 2023-1986

Date: 11/07/2023

Receiver: EUCILLE

From: TRADE AND INVESTMENT PROMOTIONS CENTER

Subject: REQUEST FOR THE PASSAGE OF A RESOLUTION PURSUING SISTERHOOD TIES WITH THE CITY OF BATAC AND ENGAGE IN PARTNERSHIP ENDEAVORS ALONG HERITAGE, CULTURE AND ARTS, TOURISM, EDUCATION, TRADE AND COMMERCE, AND OTHER AREAS BENEFICIAL TO BOTH CITIES

Respectfully referred to COMMITTEE ON SISTER CITY RELATION 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: _____

HON. SUZETTE G. MAGTAJAS-DABA

Chairperson

HON. IMEE ROSE P. MORENO

Vice Chairperson

HON. EDGAR S. CABANLAS

Member

HON. JOYLEEN MERCEDES L. BALABA

Member

HON. JAY R. PASCUAL

Member

HON. ROMEO V. CALIZO

Member

HON. YEVONNA YACINE B. EMANO

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



REFERRAL/ENDORSEMENT

Date : 23 October 2023

To : **Mr. JOHN W. ASUNCION**
Local Economic Development Investment Promotions Officer, ORO-TIPC
attn: Ms. IMMARAE D. GATUSLAO

Ms. SHIELA B. LUMBATAN
Chief of Staff, City Mayor's Office
attn: Mr. REMY LABIANO

Re : The attached e-mailed letter of **Mr. TRISTAN D. ADVINCULA**, Private Secretary II, City Government of Batac, requesting the opportunity to establish a Sister City Relations.Twinning Agreement with the City Government.

Action : For information.
Desired




ATTY. ROY HILARIO P. RAAGAS
City Administrator

10:23 PM of
10.24

Communication letter from the City Government of Batac

City of Batac <lovebatac@gmail.com>

Wed, Oct 18, 2023 at 4:39 PM

To: "bayanihan.cagayandeoro@gmail.com" <bayanihan.cagayandeoro@gmail.com>, "mayorklarexuy.cdo@gmail.com" <mayorklarexuy.cdo@gmail.com>, amaghanoy@pnvsca.gov.ph, maruquez@pnvsca.gov.ph, saicala@pnvsca.gov.ph, esarmago@pnvsca.gov.ph, ksiruelo@pnvsca.gov.ph

Sir/Ma'am,

Good afternoon!

Sending you the Resolution No. 6SP 2023-309, "A RESOLUTION MANIFESTING THE PROFOUND INTENT AND AFFIRMATION OF WILLINGNESS OF THE LGU - CITY OF BATAC, ILOCOS NORTE TO ESTABLISH A SISTER CITY RELATIONS/TWINNING AGREEMENT WITH THE CITY OF CAGAYAN DE ORO, MISAMIS ORIENTAL, REPRESENTED BY ITS CITY MAYOR ROLANDO A. UY, AND FURTHER AUTHORIZING THE HON. CITY MAYOR ALBERT D. CHUA, TO EXECUTE ALL AND NECESSARY DOCUMENTS TO EFFECTUATE SAID SISTERHOOD AFFILIATION".

Kindly see attached file. Thank you and God Bless.

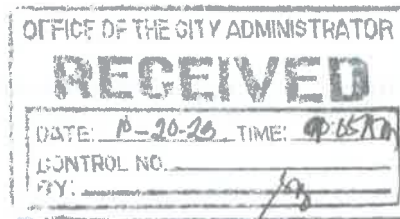
Respectfully yours,

Tristan D. Advincula
Private Secretary II
(Quoted text hidden)

2 attachments

CDO RESOLUTION1.pdf
117K

CDO RESOLUTION2.pdf
2789K





OFFICE OF THE SANGGUNIANG PANLUNGSOD

**EXCERPTS FROM THE MINUTES OF THE 6TH SANGGUNIANG PANLUNGSOD
OF THE CITY OF BATAC, ILOCOS NORTE ON ITS 55TH REGULAR SESSION DULY
HELD ON OCTOBER 16, 2023 AT 9:08 O'CLOCK IN THE MORNING
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL**

Members Present:

Hon. Bismark Angelo A. Quidang	SP Member/Temporary Presiding Officer
Hon. Mark Christian R. Chua	Sangguniang Panlungsod Member
Hon. Kichel Jomarie G. Pungtilan	-do-
Hon. John Gabrielle Dominique M. Daguio	-do-
Hon. Christopher B. Lagmay	-do-
Hon. Joel R. Garcia	-do-
Hon. Jaime S. Tanagon, Sr.	-do-
Hon. Avelard Ibarra F. Crisostomo	-do-
Hon. Joseph P. Ulit, ABC Representative	-do-
Hon. James G. Saclayan, SK Representative	-do-

Absent:

Hon. Windell D. Chua	City Vice Mayor [On Sick Leave]
Hon. Violeta Eugenia Daradar-Nalupta	SP Member [On Vacation Leave]
Hon. Lucky Rene G. Bunye	-do- [On Vacation Leave]

RESOLUTION NO. 6SP 2023 - 309

A RESOLUTION MANIFESTING THE PROFOUND INTENT AND AFFIRMATION OF WILLINGNESS OF THE LGU – CITY OF BATAC, ILOCOS NORTE TO ESTABLISH A SISTER CITY RELATIONS/TWINNING AGREEMENT WITH THE CITY OF CAGAYAN DE ORO, MISAMIS ORIENTAL, REPRESENTED BY ITS CITY MAYOR HON. ROLANDO A. UY, AND FURTHER AUTHORIZING THE HON. CITY MAYOR ALBERT D. CHUA, TO EXECUTE ALL AND NECESSARY DOCUMENTS TO EFFECTUATE SAID SISTERHOOD AFFILIATION

WHEREAS, the Local Government Unit of Batac, Ilocos Norte, recognizes the importance of fostering strong relationships and promoting cooperation between cities across the Philippines;

WHEREAS, the City of Cagayan De Oro, Misamis Oriental, has shown significant progress in various aspects of governance, economy, and culture making it an ideal partner for collaboration and exchange of best practices;

WHEREAS, sister city relations or twinning initiatives have proven to be effective in promoting cultural understanding, economic development, and people-to-people exchanges between cities;

WHEREAS, the LGU - City of Batac, Ilocos Norte, aims to expand its network of partnerships and explore opportunities for mutual growth and development;

WHEREAS, the Sangguniang Panlungsod of Batac recognizes the potential benefits that can be derived from establishing a sister city relationship with Cagayan De Oro, such as knowledge sharing, tourism promotion, trade and investment opportunities, and cultural exchanges;



OFFICE OF THE SANGGUNIANG PANLUNGSOD

Resolution No. 6SP 2023 - 309 cont'd.
6th Sangguniang Panlungsod of Batac
55th Regular Session, October 16, 2023
Page 2 of two pages

NOW, THEREFORE,

BE IT RESOLVED, as it is hereby resolved by the Sangguniang Panlungsod of the City Batac, Ilocos Norte, to manifest the profound intent and affirmation of willingness of the LGU – City of Batac, Ilocos Norte to establish a sister city relations/twinning agreement with the City of Cagayan De Oro, Misamis Oriental, represented by its City Mayor Hon. Rolando A. Uy, and further authorizing the Hon. City Mayor Albert D. Chua, to execute all and necessary documents to effectuate said sisterhood affiliation;

RESOLVED FURTHER, that the Hon. City Mayor of Batac, Ilocos Norte, is hereby authorized to initiate the necessary steps and engage on negotiations with the Hon. City Mayor of Cagayan De Oro, Misamis Oriental, to formalize the sister city relationship;

RESOLVED FINALLY, that a copy of this Resolution be furnished to the City Mayor of Cagayan De Oro, Misamis Oriental, Hon. Rolando A. Uy and the Sangguniang Panlungsod headed by Vice Mayor Jocelyn B. Rodriguez for their consideration and appropriate action.

ADOPTED THIS 16th day of October 2023 on motion of Honorable Joel R. Garcia, Chairman, Committee on Laws, Rules, Ethics and Privileges.

SPONSORED BY: VM Windell D. Chua, SP Members Joel R. Garcia, Mark Christian R. Chua, Bismark Angelo A. Quidang, Kichel Jomarie G. Pungtilan, Violeta Eugenia Daradar-Nalupta, Lucky Rene G. Bunye, John Gabrielle Dominique M. Daguio, Christopher B. Lagmay, Jaime S. Tanagon, Sr., Avelard Ibarra F. Crisostomo, Joseph P. Ulit and James G. Saclayan

VOTING PROFILE:

AYES : HONS. CHUA, PUNGTILAN, DAGUIO, LAGMAY, GARCIA, TANAGON, CRISOSTOMO, ULIT & SACLAYAN
NAYS : N O N E
ABSTENTION : N O N E

I HEREBY CERTIFY that this Resolution was approved on Second and Final Reading by the Sangguniang Panlungsod of Batac, Ilocos Norte on its 55th Regular Session dated October 16, 2023.


GLADYS R. LAGURA
SP Secretary

ATTESTED:


HON. BISMARK ANGELO A. QUIDANG
SP Member/Temporary Presiding Officer

APPROVED:


HON. ALBERT D. CHUA
City Mayor
Approved on 10-12-2023

MEMORANDUM OF AGREEMENT BETWEEN THE CITY GOVERNMENT OF BATAC, ILOCOS NORTE AND THE CITY GOVERNMENT OF CAGAYAN DE ORO ON THE ESTABLISHMENT OF A SISTERHOOD AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement was made and executed on the _____ of November in Cagayan de Oro City by and between:

The City Government of Batac, Province of Ilocos Norte and the City Government of Cagayan de Oro, are hereinafter referred to as "the Parties" desiring to promote and strengthen ties of friendship, understanding, partnership, and cooperation in pursuit of the betterment of the welfare of their constituents and creating opportunities for mutual growth of both local government units.

ARTICLE 1

The Parties shall, in accordance with their prevailing laws and regulations, establish a Sisterhood Agreement to promote and strengthen an effective and a mutually beneficial partnership in pursuit of the development of both local government units, within the limits of the Parties' financial, material, and personnel capabilities in the following areas of cooperation:

1. Tourism, Culture and Heritage Promotion
2. Trade and Economic Development
3. Education and Research

ARTICLE 2

To facilitate the implementation of this Memorandum of Agreement, the Parties may conclude arrangements within the terms of this Memorandum which will cover the activities in the aforementioned areas of cooperation provided in Article 1.

ARTICLE 3

Tourism, Culture and Heritage Exchanges

1. Both sides will exchange visits of a minimum 4-member delegation composed of officials, department heads, staff and representatives of civil society organizations and/or the private sector for a period as agreed upon by both Parties.
2. Both sides will exchange visits of designated officials or personnel in charge of tourism, culture and heritage preservation for a period as agreed upon by both Parties.
3. The City of Batac shall promote the arts and crafts of Cagayan de Oro and vice versa.
4. Both Parties shall exchange visits during major festivals in their respective localities upon the invitation of the host local government unit.

ARTICLE 4

Trade and Economic Development

Both Parties shall explore opportunities for trade and investments that will be beneficial for both cities, as well as tap avenues and platforms, including crucial drivers for economic growth and development

ARTICLE 5
Education and Research

1. Both sides will exchange scholarships covering study along technical and vocational education and training (TVET), as well as the exchange of visiting scholars and technical personnel on the fields of study or areas of specialization to be agreed upon by both Parties.
2. The City of Batac shall host students, faculty, cultural workers, and researchers from Cagayan de Oro City to study and conduct research on a subject matter of their interest. On the other hand, Cagayan de Oro City shall also host students, faculty, cultural workers, and researchers from the City of Batac to learn its best practices as well as conduct research on a subject matter of their interest.

ARTICLE 6

To implement the activities under the areas of cooperation, both Parties have agreed that their local chief executives shall designate focal persons to facilitate discussions on exchanges in the areas of specialization as provided in Article 1. For Cagayan de Oro, it shall be the Sister City and International Relations Program, lodged in the Cagayan de Oro - Trade and Investment Promotions Center (Oro-TIPC), while for the City of Batac, it shall be _____.

ARTICLE 7

Differences arising out of the interpretation or implementation of this Memorandum of Agreement shall be settled amicably through consultation or negotiation between the Parties.

ARTICLE 8
Expenditures

The sending local government unit will pay for the travel fare and transport expenses of the delegates and items for exchange stipulated in the sisterhood exchange program. On the other hand, the host local government unit, within its financial, personnel, and material capabilities, shall shoulder internal expenses such as board and lodging, transportation, and medical treatment in cases of emergency or to be agreed upon by both Parties. The accommodation to be provided by the host local government unit shall meet accepted standards of comfort befitting the rank of the visitors concerned.

The sending LGU will shoulder the costs of any extension of its delegation's period of stay in the host local government unit beyond the period stipulated in the program as agreed upon between the Parties.

ARTICLE 9
Modifications

This Memorandum of Agreement may be modified only through mutual consent between the Parties. Any amendment, additions, or omissions on this Agreement will be made through consultations between both Parties and should be in formal writing.


ARTICLE 9

1. This Memorandum of Agreement shall enter into force on the date of its signing and shall be in force for a period of three (3) years and automatically extended for three (3) years consecutively, unless it is terminated in formal writing by either Party giving a six-month notice in advance to the other Party.
2. Should this Memorandum of Agreement be terminated, the arrangements agreed upon by the Parties shall remain in force until such time when the implementation of the activities in the areas of cooperation has been carried out to its completion.

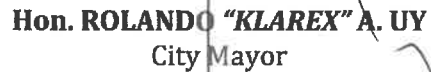
IN WITNESS WHEREOF, the undersigned being duly authorized thereof by their respective Government have signed this Memorandum of Agreement.

DONE in Cagayan de Oro City on the ____ day of November 2023, accomplished in six (6) original copies, in the English language, both texts being equally authentic.


**CITY GOVERNMENT OF BATAAC,
ILOCOS NORTE**


Hon. ALBERT D. CHUA
City Mayor

**CITY GOVERNMENT OF CAGAYAN DE ORO
CITY**


Hon. ROLANDO "KLAREX" A. UY
City Mayor

WITNESSETH





ACKNOWLEDGEMENT

Republic of the Philippines
City of Cagayan de Oro

BEFORE ME, A Notary Public for and in the City of Batac, Ilocos Norte, personally appeared, **CITY MAYOR ALBERT D. CHUA** and **CITY MAYOR ROLANDO A. UY** known to me to be the same persons who executed the foregoing instruments acknowledgements to me that the same is their free and voluntary deed. Parties exhibited to me their government identification cards as follows:

NAME	GOVERNMENT IDENTIFICATION	DATE ISSUED	PLACE ISSUED
ALBERT D. CHUA			
ROLANDO A. UY			

This instrument consists of **four (4) pages** including this page wherein the acknowledgment is written duly signed by the parties and their witnesses on each and every page hereof.

WITNESS MY HAND AND SEAL, this ___ day of November 2023 in the City of Cagayan de Oro.

Doc. _____
Page No. _____
Book No. _____
Series of 2023.

NOTARY PUBLIC

COMMUNITY TAX CERTIFICATE

2018 FORM NO. 100 (REVISED 2018)

COMMUNITY TAX CERTIFICATE		INDIVIDUAL	CGI2018 12823915
YEAR 2020	PLACE OF BIRTH (City and Province) CITY OF BATAAC	Date of Birth 01/05/2023	TAXPAYER'S COPY 12823915
NAME (Last, First, Middle) DANIEL ALBERTO D. BATAAC	SEX Male	CITY BATAAC	PROVINCE PANGLOSS
ADDRESS CITY OF BATAAC, PANGLOSS	STATUS Single	DATE OF ISSUE 11/15/1982	REMARKS
CITY OF BATAAC	PROVINCE OF PANGLOSS	DATE OF ISSUE	REMARKS
A. BASIC COMMUNITY TAX (P5.00) Voluntary or Exempted (P-1.00) P 5.00		B. ADDITIONAL COMMUNITY TAX (Tax not to exceed P5,000.00)	
1. GROSS RECEIPTS (EARNINGS DERIVED FROM BUSINESS DURING THE PRECEDING YEAR) (P-5,000.00)		P 249,267.00	
2. SQUARE METERAGE OF GROSS PROPERTY OR EARNINGS DERIVED FROM BUSINESS OF PROFESSIONAL SERVICE OR OTHER OCCUPATION (P-5,000.00)		P 2,353.00	
3. ACCRUAL FROM REAL PROPERTY (P-5,000.00)		P 4,353.00	
Right Turn	Signature	TOTAL	P 2,353.00
Print	<i>[Signature]</i>	INTEREST	
	DANNY O. GAMET Acting City Treasurer	TOTAL PROPERTY TAX	P 4,353.00

26867734



DOI: 04-15-2018

12/15/18



20th City Council

CAGAYAN DE ORO CITY



HON. JOCELYN B. RODRIGUEZ
CITY VICE MAYOR

DISTRICT 1 CITY COUNCILORS



HON. AGA C. SUAN



HON. ROGER C. 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