



18th CITY COUNCIL

Cagayan de Oro

AGENDA



91th Regular Session
Monday / August 06, 2018
2:30 PM
Session Hall


HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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



August 3, 2018

THE HONORABLE MEMBERS

18TH CITY COUNCIL (*SANGGUNANG PANLUNGSOD*)
CAGAYAN DE ORO CITY

Gentlemen and Ladies:

Please be informed that the **91st Regular Session** of the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro will be on **Monday, 06 August 2018 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

18TH CITY COUNCIL (*SANGGUNANG PANLUNGSOD*)
CAGAYAN DE ORO CITY

HON. RAINEIR JOAQUIN V. UY CITY VICE MAYOR	
<i>First District</i>	<i>Second District</i>
HON. ZALDY O. OCON CITY COUNCILOR	HON. NADYA EMANO-ELIPE CITY COUNCILOR
HON. LORDAN G. SUAN CITY COUNCILOR	HON. MARIA LOURDES S. GAANE CITY COUNCILOR
HON. EDNA M. DAHINO CITY COUNCILOR	HON. DOMETILO C. ACENAS JR. CITY COUNCILOR
HON. JAY R. PASCUAL CITY COUNCILOR	HON. IAN MARK Q. NACAYA CITY COUNCILOR
HON. ROMEO V. CALIZO CITY COUNCILOR	HON. LEON D. GAN JR. CITY COUNCILOR
HON. GEORGE S. GOKING CITY COUNCILOR	HON. TEODULFO E. LAO JR. CITY COUNCILOR
HON. ANNIE Y. DABA CITY COUNCILOR	HON. SUZETTE G. MAGTAJAS-DABA CITY COUNCILOR
HON. REUBEN R. DABA CITY COUNCILOR	HON. ENRICO D. SALCEDO CITY COUNCILOR
<i>Ex-Officio Members</i>	
HON. YAN LAM S. LIM CITY COUNCILOR LIGA NG MGA BARANGAY PRESIDENT	HON. JOHN MICHAEL L. SENO CITY COUNCILOR CITY SK FEDERATION PRESIDENT

**AGENDA OF THE 91ST REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 06 AUGUST 2018**

Order of Business

- A. CALL TO ORDER BY THE HONORABLE CHAIR AND PRESIDING OFFICER
- B. INVOCATION BY HONORABLE CITY COUNCILOR GEORGE S. GOKING
- C. SINGING OF THE NATIONAL ANTHEM
- D. SINGING OF THE CAGAYAN DE ORO MARCH
- E. ROLL CALL AND DETERMINATION OF QUORUM BY THE CITY SECRETARY
- F. READING, CORRECTIONS, IF ANY, AND APPROVAL OF THE MINUTES OF THE PREVIOUS REGULAR SESSION ON JULY 30, 2018
(SEE APPENDIX "A" / Pages 1-19)
- G. SPECIAL REPORT
- H. AGENDA PROPER:
 - 1) **PROPOSED RESOLUTION NO. 2018-171** - returning to the Barangay Council of Kauswagan, this City, its Ordinance No. 02-2018, Series of 2018, *"An Ordinance appropriating the sum of One Hundred Five Thousand Pesos (P105,000.00) from the 5% Local Disaster Risk Reduction and Management Fund (LDRRMF) of Barangay Kauswagan, to be made available as financial assistance to the herein list of victims, whose residential houses and/or belongings were either totally or partially damaged by Flood on December 22, 2017 located at Zone 4, Barangay Kauswagan, this City, the entire City of Cagayan de Oro was declared by the Sanggunian Panlungsod as calamity area under Resolution No. 12861-2017, dated 27th of December, 2017"*, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX "B" / Pages 20-26)

Document/s on file:

- Indorsement of the City Vice Mayor Raineir Joaquin V. Uy dated February 23, 2018
- Opinion of the City Legal Office dated March 8, 2018
- Disaster Report from the CSWD
- Letter of the CSWD dated July 16, 2018

COMMITTEE SPONSOR/S:

COMMITTEE ON **BARANGAY AFFAIRS**

- COUNCILOR YAN LAM LIM, CHAIRPERSON
- COUNCILOR TEODULFO E. LAO JR, VICE CHAIR
- COUNCILOR ENRICO D. SALCEDO, MEMBER
- COUNCILOR MARIA LOURDES S. GAANE, MEMBER

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
- COUNCILOR GEORGE S. GOKING, MEMBER

- 2) **PROPOSED ORDINANCE NO. 2018-114** - authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Project Memorandum of Agreement with the Manolo Fortich Water District (MFWD), represented by its General Manager, Engr. Rogelio Pangan, covering the turnover of the Cagayan de Oro City Government-funded Water System Projects at the Balubal Relocation Site, Barangay Balubal, this City, to the MFWD for its maintenance and operation for a period of five years, under the terms and conditions stipulated therein.
(SEE APPENDIX "C" / Pages 27-37)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated July 13, 2018
- Endorsement of the City Mayor Oscar S. Moreno dated June 26, 2018
- Letter of the City Legal Office dated July 23, 2018
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON PUBLIC UTILITIES	-	COUNCILOR TEODULFO E. LAO, JR., CHAIRPERSON
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 3) **PROPOSED ORDINANCE NO. 2018-115** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Department of Social Welfare and Development (DSWD), represented by Regional Director Nestor B. Ramos, covering the implementation of the National Household Targeting System for Poverty Reduction (NHTS-PR), also known as Listahan, under the terms and conditions stipulated therein.
(SEE APPENDIX "E" / Pages 47-58)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated July 23, 2018
- Endorsement of the City Mayor Oscar S. Moreno dated July 16, 2018
- Letter of the City Legal Office dated July 13, 2018
- Endorsement of the Office of City Administrator/CSWD dated July 6, 2018
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON SOCIAL SERVICES	-	COUNCILOR REUBEN R. DABA, CHAIRPERSON
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 4) **PROPOSED ORDINANCE NO. 2018-116** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Lourdes College, represented by Dr. Judith C. Chavez, PhD, School President for Academic Affairs, covering collaboration of the parties in the adoption of eight (8) street-dweller families in the City, under the terms and conditions stipulated therein.
(SEE APPENDIX "F" / Pages 59-67)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated July 13, 2018
- Endorsement of the City Mayor Oscar S. Moreno dated June 18, 2018
- Letter of the City Legal Office dated July 23, 2018
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON **SOCIAL SERVICES**

-

COUNCILOR REUBEN R. DABA, CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

-

COUNCILOR GEORGE S. GOKING, MEMBER

- 5) PROPOSED ORDINANCE NO. 2018-117** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Philippine Fiber Industry Development Authority, represented by Regional Director Aida M. Robas, covering the implementation of the Abaca Seedling Propagation Project at San Simon Nursery, this City, under the terms and conditions stipulated therein as well as the recommendations of the City Legal Office specified in its letter dated June 25, 2018.

(SEE APPENDIX "G" / Pages 68-79)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated July 13, 2018
- Endorsement of the City Mayor Oscar S. Moreno dated July 2, 2018
- Letter of the City Legal Office dated June 25, 2018
- Letter of the City Agriculturist dated June 19, 2018
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON **AGRICULTURE & FISHERIES**

-

COUNCILOR ANNIE Y. DABA, CHAIRPERSON

-

COUNCILOR JAY R. PASCUAL, VICE CHAIR

-

COUNCILOR ENRICO D. SALCEDO, MEMBER

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

-

COUNCILOR GEORGE S. GOKING, MEMBER

- 6) PROPOSED ORDINANCE NO. 2018-118** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Department of Agriculture Regional Field Office -10, represented by OIC-Regional Director Carlene C. Collado; and with the Mambuaya Agrarian Reform Beneficiaries Multi-purpose Cooperative, represented by its Chairman, Delio R. Bangcoyo, covering the grant to the City Government of One (1) Unit Cassava Granulator, under the terms and conditions stipulated therein as well as the recommendations of the City Legal Office specified in its letter dated June 25, 2018.

(SEE APPENDIX "H" / Pages 80-91)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated July 16, 2018
- Endorsement of the City Mayor Oscar S. Moreno dated June 29, 2018
- Letter of the City Legal Office dated June 26, 2018
- Letter of the City Agriculturist dated June 18, 2018
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON **AGRICULTURE & FISHERIES**

-

COUNCILOR ANNIE Y. DABA, CHAIRPERSON

-

COUNCILOR JAY R. PASCUAL, VICE CHAIR

-

COUNCILOR ENRICO D. SALCEDO, MEMBER

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

-

COUNCILOR GEORGE S. GOKING, MEMBER

- 7) PROPOSED ORDINANCE NO. 2018-119** – accepting the offer of the National Housing Authority (NHA), represented by its Acting General Manager, Marcelino

P. Escalada, Jr., to donate to the City Government of Cagayan de Oro, a parcel of land (identified as NHA-CDO Bayanihan Village, Phase 1-A), with Transfer Certificate of Title No. T-137-2013002175, consisting of 15,210 square meters, located in Macapaya, Barangay Camaman-an, this City, for use as relocation site under the City's Socialized Housing Program; and for this purpose, authorizing the Honorable City Mayor Oscar S. Moreno to sign the corresponding Deed of Donation therefor.

(SEE APPENDIX "I" / Pages 92-100)

Document/s on file:

- Endorsement of the City Mayor Oscar S. Moreno with Marginal Note of the City Vice Mayor Raineir Joaquin V. Uy
- Letter of the City Legal Office dated July 23, 2018
- Letter of the City Agriculturist dated June 18, 2018
- Draft Deed of Donation

COMMITTEE SPONSOR/S:

COMMITTEE ON SUBDIVISION AND LANDED ESTATE	-	COUNCILOR DOMETILO C. ACENAS JR., CHAIRPERSON
	-	COUNCILOR REUBEN R. DABA, MEMBER
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 8) PROPOSED RESOLUTION NO. 2018-172** – accrediting the Federation of Coastal Barangay Fisherfolks Association of Cagayan de Oro City (FEDCOBAFAC) for purposes of its membership in the local special bodies, pursuant to DILG Memorandum Circular No. 2016-97 and Article 64, Rule XIII of the Rules and Regulations Implementing the 1991 Local Government Code, or funding its project from the City or other sources as required under the COA Circular pertinent thereto.

(SEE APPENDIX "J" / Pages 101-110)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated June 19, 2018
- Endorsement of the City Planning and Development Office dated March 13, 2018
- Letter of the FEDCOBAFAC dated November 6, 2017
- Application Form for Accreditation
- SEC –Certificate of Incorporation (SEC Reg No. H19980386)
- Articles Incorporation
- Financial Statements
- Elected Officers 2016-2019

COMMITTEE SPONSOR/S:

COMMITTEE ON AGRICULTURE & FISHERIES	-	COUNCILOR ANNIE Y. DABA, CHAIRPERSON
	-	COUNCILOR JAY R. PASCUAL, VICE CHAIR
	-	COUNCILOR ENRICO D. SALCEDO, MEMBER
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 9) PROPOSED ORDINANCE NO. 2018-120** – approving the application of D' Mapple Development Corporation, represented by Ms. Lydia C. Uy, for Preliminary Approval and Locational Clearance (PALC) of Ayana Subdivision Project, containing 200 lots/units, with an area of 22,297.00 square meters, located in Barangay Balubal, this City; subject to the herein conditions, which shall be complied with upon its Development Permit (DP) Application.

(SEE APPENDIX "K" / Pages 111-120)

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated July 05, 2018
- Endorsement of City Housing Board. dated June 28, 2018
- Endorsement of City Planning & Devt Office dated May 28, 2018
- Final Recommendation for PALC
- Technical Evaluation of the City Engineer's Office dated May 23, 2018
- Application for PALC
- Letter of D' Mapple Devt Corp dated May 10, 2018
- Secretary's Certificate
- Transfer Certificate of Title (TCT Nos. 137-2017008028-29)
- SEC Certificate of Incorporation
- Subdivision Plan

COMMITTEE SPONSOR/S:

COMMITTEE ON SUBDIVISION AND LANDED ESTATE	-	COUNCILOR DOMETILO C. ACENAS JR., CHAIRPERSON
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 10) PROPOSED ORDINANCE NO. 2018-121** – approving the application of Davao Joyful Homes Realty Corporation, represented by Mr. Mark S. Pacatang, Operation Manager, for Alteration of Plan of Victor's Subdivision located in Barangay Carmen, this City, by changing the land use of the *Community Facilities* to *Parks and Playground*, and a portion of the *Parks and Playground* to *Community Facilities* with an area of 860 square meters, as reflected in the approved subdivision plan; and for this purpose, amending Ordinance No. 12980-2015, as amended by Ordinance No. 13065-2016.

(SEE APPENDIX "L" / Pages 121-130)

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated July 05, 2018
- Endorsement of City Housing Board. dated June 4, 2018
- Endorsement of the City Planning & Devt Office dated April 18, 2018
- Final Recommendation for Alteration of Plan
- Technical Evaluation of the City Engineer's Office dated March 5, 2018
- Letter of the Joyful Homes Realty Corp dated March 12, 2018
- Affidavit issued by the Developer
- Transfer Certificate of Title (TCT No. 137-2016003328)
- Approved Subdivision Plan

COMMITTEE SPONSOR/S:

COMMITTEE ON SUBDIVISION AND LANDED ESTATE	-	COUNCILOR DOMETILO C. ACENAS JR., CHAIRPERSON
	-	COUNCILOR REUBEN R. DABA, MEMBER
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 11) PROPOSED RESOLUTION NO. 2018-173** – expressing the City's deepest sympathy and condolences to the bereaved family of the late Emil T. Rana, former Cagayan de Oro City DILG Director, for his untimely demise.

PROPOSERS: ALL MEMBERS

COMMITTEE SPONSOR/S:

COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR GEORGE S. GOKING, MEMBER

**MINUTES OF THE 90TH REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 30 JULY 2018**

City Vice Mayor **RAINEIR JOAQUIN V. UY**, Presiding Officer, called the session to order at exactly 4:10 P.M.

The members present were the following:

- City Vice Mayor **RAINEIR JOAQUIN V. UY**

First District:

- City Councilor **EDNA M. DAHINO**
- City Councilor **GEORGE S. GOKING**
- City Councilor **ROMEO V. CALIZO**
- City Councilor **JAY R. PASCUAL**
- City Councilor **REUBEN R. DABA**

Second District:

- City Councilor **MARIA LOURDES S. GAANE, MD.**
- City Councilor **IAN MARK Q. NACAYA**, MAJORITY FLOOR LEADER – COALITION
- City Councilor **DOMETILO C. ACENAS, JR.**
- City Councilor **ENRICO D. SALCEDO**

Ex-officio Members:

- City Councilor **JOHN MICHAEL L. SENO**, PRESIDENT, SK FEDERATION

On Leave:

- City Councilor **LORDAN G. SUAN**
- City Councilor **LEON D. M. GAN, JR.** (*Sick Leave*)

On Official Business:

- City Councilor **YAN LAM S. LIM**, PRESIDENT, LIGA NG MGA BARANGAY

Absent:

- City Councilor **ZALDY O. OCON**
- City Councilor **ANNIE Y. DABA** (*Indisposed*)
- City Councilor **NADYA EMANO-ELIPE**
- City Councilor **TEODULFO E. LAO, JR.** (*Indisposed*)
- City Councilor **SUZETTE G. MAGTAJAS-DABA** (*Indisposed*)

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

A. ON MINUTES OF THE 89TH REGULAR SESSION ON JULY 16, 2018

MOTION NO. 23769-2018

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE 89TH REGULAR SESSION ON JULY 16, 2018, AND TO CONSIDER THE FURNISHING OF THE COPIES THEREOF TO EACH MEMBER AS THE READING ITSELF

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Reuben R. Daba, Jay R. Pascual, Edna M. Dahino & John Michael L. Seno, UNANIMOUSLY CARRIED.

MOTION NO. 23770-2018

MOTION TO APPROVE THE MINUTES OF THE 89TH REGULAR SESSION ON JULY 16, 2018

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Reuben R. Daba, Jay R. Pascual & John Michael L. Seno, UNANIMOUSLY CARRIED.

B. ON SPECIAL REPORT

- i. Councilor Ian Mark Q. Nacaya proposed that the City Government embark on a Reclamation Project along Gusa, Lapasan, Bonbon, Bayabas and Bulua as part of the plan for Metro Cagayan de Oro, among other things.

Action taken: The report was referred to the Committee on Planning and Development.

- ii. Councilor Edna M. Dahino reported that some streetlights in the barangays are busted or have been looted, and urged the barangay officials to help the City Government in the upkeep and maintenance of the same within the jurisdiction of their barangays, among other things.

Action taken: The Presiding Officer asked Councilor Edna M. Dahino to personally relay his proposal to the ABC President.

- iii. Councilor Reuben R. Daba read a letter he received from a concerned citizen detailing the stoning incident that happened recently near Santa Barbara Subdivision in Kauswagan, among other things.

Action taken: The Presiding Officer asked Councilor Reuben R. Daba to report the same to COCPO and the Carmen Police Precinct for immediate police action thereto.

C. ON MINUTES OF THE 90TH REGULAR SESSION ON JULY 30, 2018

ORDINANCE NO. 13468-2018

AN ORDINANCE GRANTING ONE (1) GRADE SALARY INCREASE, FROM GRADE 8 TO GRADE 9, TO **MR. MARIO E. OTADOY, SANITARY INSPECTOR II** OF THE CITY HEALTH OFFICE, THIS CITY, WHO WILL COMPULSORY RETIRE FROM THE SERVICE ON AUGUST 1, 2018, PURSUANT TO SECTION 2, ARTICLE 13 OF R.A. 7305, OTHERWISE KNOWN AS THE MAGNA CARTA OF PUBLIC HEALTH WORKERS

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, John Michael L. Seno, George S. Goking & Maria Lourdes S. Gaane, UNANIMOUSLY CARRIED.

MOTION NO. 23771-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13468-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, John Michael L. Seno & George S. Goking, UNANIMOUSLY CARRIED.

RESOLUTION NO. 13025-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 8**, THIS CITY, ITS ORDINANCE NO. 01, SERIES OF 2018, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 2018, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, John Michael L. Seno, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 13026-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **PIGSAG-AN**, THIS CITY, ITS ORDINANCE NO. 01, SERIES OF 2018, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 2018, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, John Michael L. Seno, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 13027-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **TAGLIMAO**, THIS CITY, ITS ORDINANCE NO. 001, SERIES OF 2018, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 2018, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, John Michael L. Seno, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

MOTION NO. 23772-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NOS. 13025-2018, 13026-2018 & 13027-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Jay R. Pascual & George S. Goking, UNANIMOUSLY CARRIED.

RESOLUTION NO. 13028-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 5**, THIS CITY, ITS ORDINANCE NO. 18-002, SERIES OF 2018, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CALENDAR YEAR 2018, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, George S. Goking, Reuben R. Daba & John Michael L. Seno, UNANIMOUSLY CARRIED.

MOTION NO. 23773-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13028-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors John Michael L. Seno, Reuben R. Daba, George S. Goking & Jay R. Pascual, UNANIMOUSLY CARRIED.

ORDINANCE NO. 13469-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING (MOU) WITH THE CITY SCHOOLS DIVISION OF CAGAYAN DE ORO-DEPARTMENT OF EDUCATION (DEPED), REPRESENTED BY SCHOOLS DIVISION SUPERINTENDENT DR. JONATHAN S. DE LA PEÑA, PH.D., COVERING THE USE OF FIVE (5) CLASSROOMS (OF THE SIX-CLASSROOM BUILDING), LOCATED AT HABITAT PHASE I RELOCATION SITE, BARANGAY INDAHAG, THIS CITY, FOR USE OF THE KINDERGARTEN AND GRADE ONE PUPILS THEREAT, UNDER THE TERMS AND CONDITIONS STATED THEREIN

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, George S. Goking, Reuben R. Daba & John Michael L. Seno, UNANIMOUSLY CARRIED.

MOTION NO. 23774-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13469-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual & George S. Goking, UNANIMOUSLY CARRIED.

ORDINANCE NO. 13470-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE DEED OF USUFRUCT WITH THE **KAHUGPUNGAN SA KUMUNIDAD ALANG SA PANGINABUHAN-FORMER REBELS COOPERATIVE**, REPRESENTED BY ITS CHAIRMAN, MR. QUIRINO RAVELO, COVERING THE LATTER'S USE OF AN 85-SQUARE METER LOT, WHICH IS A PORTION OF THE CITY GOVERNMENT'S PROPERTY UNDER LOT 3817, CAD 237, LOCATED AT MACANHAN RELOCATION SITE, BARANGAY CARMEN, THIS CITY, FOR THE SAID COOPERATIVE'S LIVELIHOOD PROJECT AREA, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, Reuben R. Daba & George S. Goking, UNANIMOUSLY CARRIED.

MOTION NO. 23775-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13470-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino & Jay R. Pascual, UNANIMOUSLY CARRIED.

ORDINANCE NO. 13471-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE **DEED OF USUFRUCT** WITH THE **CAGAYAN DE ORO WATER DISTRICT (COWD)**, REPRESENTED BY ITS ACTING GENERAL MANAGER, ENGR. BIENVENIDO V. BATAR JR., COVERING THE COWD'S USE OF A 2,500-SQUARE METER LOT, WHICH IS A PORTION OF THE CITY GOVERNMENT'S PROPERTY UNDER LOT NO. 18283-B WITH TCT NO. T-129354, LOCATED IN FRONT OF THE LUTHERAN VILLAGE RELOCATION SITE, BARANGAY CANITOAN, THIS CITY, AS SITE OF ITS PRODUCTION WELL, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Jay R. Pascual, UNANIMOUSLY CARRIED.

MOTION NO. 23776-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13471-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, John Michael L. Seno & Jay R. Pascual, UNANIMOUSLY CARRIED.

ORDINANCE NO. 13472-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE **DEED OF USUFRUCT** WITH THE **CAGAYAN DE ORO WATER DISTRICT (COWD)**, REPRESENTED BY ITS ACTING GENERAL MANAGER, ENGR. BIENVENIDO V. BATAR JR., COVERING THE COWD'S USE OF A 2,500-SQUARE METER LOT, WHICH IS A PORTION OF THE CITY GOVERNMENT'S PROPERTY UNDER LOT NO. 20450, WITH TAX DECLARATION NO. 45470, LOCATED AT THE JAPAN NON GRANT AID RELOCATION SITE, SITIO PAHIRON, BARANGAY LUMBIA, THIS CITY, AS SITE OF ITS PRODUCTION WELL, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors John Michael L. Seno & Jay R. Pascual, with Councilor Edna M. Dahino abstaining, UNANIMOUSLY CARRIED.

MOTION NO. 23777-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13472-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors John Michael L. Seno, Reuben R. Daba & George S. Goking, UNANIMOUSLY CARRIED.

ORDINANCE NO. 13473-2018

AN ORDINANCE CREATING AND ESTABLISHING THE CAGAYAN DE ORO TECHNICAL VOCATIONAL INSTITUTE (CDO-TVI), AND FOR OTHER PURPOSES

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Reuben R. Daba, George S. Goking, Jay R. Pascual & John Michael L. Seno, UNANIMOUSLY CARRIED.

AUTHOR: COUNCILOR SUZETTE G. MAGTAJAS-DABA

CO-AUTHORS: COUNCILOR JAY R. PASCUAL, COUNCILOR GEORGE S. GOKING & COUNCILOR JOHN MICHAEL L. SENO

MOTION NO. 23778-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13473-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Jay R. Pascual, John Michael L. Seno & George S. Goking, UNANIMOUSLY CARRIED.

MOTION NO. 23779-2018

MOTION TO INCLUDE THE FOLLOWING, AS ITEM:

- 9) **PROPOSED RESOLUTION NO. 2018-170** – strongly endorsing the establishment of another or parallel water system in the First District of Cagayan de Oro City; and for this purpose, interposing no objection to the non-inclusive proposal of Metro Cagayan de Oro Water Service Cooperative Federation to develop sources, process and deliver potable water to majority of the residents of Barangays Bulua, Iponan and part of Patag, all of this City.

Proponents:

- City Vice Mayor Raineir Joaquin V. Uy
- Councilor Teodulfo E. Lao, Jr.
- Councilor Ian Mark Q. Nacaya
- Councilor George S. Goking
- Councilor Maria Lourdes S. Gaane
- Councilor Romeo V. Calizo
- Councilor Reuben R. Daba
- Councilor Enrico D. Salcedo
- Councilor Jay R. Pascual
- Councilor Edna M. Dahino
- Councilor Suzette G. Magtajas-Daba
- Councilor Annie Y. Daba
- Councilor Yan Lam S. Lim
- Councilor John Michael L. Seno

Moved by Councilor Ian Mark Q. Nacaya, severally seconded by the members present, UNANIMOUSLY CARRIED.

RESOLUTION NO. 13029-2018

RESOLUTION STRONGLY ENDORSING THE ESTABLISHMENT OF ANOTHER OR PARALLEL WATER SYSTEM IN THE FIRST DISTRICT OF CAGAYAN DE ORO CITY; AND FOR THIS PURPOSE, INTERPOSING NO OBJECTION TO THE NON-INCLUSIVE PROPOSAL OF METRO CAGAYAN DE ORO WATER SERVICE COOPERATIVE FEDERATION TO DEVELOP SOURCES, PROCESS AND DELIVER POTABLE WATER TO MAJORITY OF THE RESIDENTS OF BARANGAYS BULUA, IPONAN AND PART OF PATAG, ALL OF THIS CITY

Proponents:

- City Vice Mayor Raineir Joaquin V. Uy
- Councilor Teodulfo E. Lao, Jr.
- Councilor Ian Mark Q. Nacaya
- Councilor George S. Goking
- Councilor Maria Lourdes S. Gaane
- Councilor Romeo V. Calizo
- Councilor Reuben R. Daba
- Councilor Enrico D. Salcedo

- Councilor Jay R. Pascual
- Councilor Edna M. Dahino
- Councilor Suzette G. Magtajas-Daba
- Councilor Annie Y. Daba
- Councilor Yan Lam S. Lim
- Councilor John Michael L. Seno

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Reuben R. Daba, Jay R. Pascual, George S. Goking & John Michael L. Seno, UNANIMOUSLY CARRIED.

MOTION NO. 23780-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13029-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Reuben R. Daba & John Michael L. Seno, UNANIMOUSLY CARRIED.

MOTION NO. 23781-2018

MOTION TO ADJOURN THE 90TH REGULAR SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON JULY 30, 2018

Moved by Councilor Ian Mark Q. Nacaya, severally seconded by the members present, UNANIMOUSLY CARRIED.

The session adjourned at 5:30 PM, July 30, 2018.

I hereby certify to the correctness of the foregoing Minutes.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as correct:

RAINEIR JOAQUIN V. UY
CITY VICE MAYOR
PRESIDING OFFICER



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ORDINANCE NO. 13468-2018

AN ORDINANCE GRANTING ONE (1) GRADE SALARY INCREASE, FROM GRADE 8 TO GRADE 9, TO MR. MARIO E. OTADOY, SANITARY INSPECTOR II OF THE CITY HEALTH OFFICE, THIS CITY, WHO WILL COMPULSORY RETIRE FROM THE SERVICE ON AUGUST 1, 2018, PURSUANT TO SECTION 2, ARTICLE 13 OF R.A. 7305, OTHERWISE KNOWN AS THE MAGNA CARTA OF PUBLIC HEALTH WORKERS

BE IT ORDAINED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session duly assembled that:

SECTION 1. - One (1) grade salary increase, from Grade 8 to Grade 9, is hereby granted to Mr. Mario E. Otadoy, Sanitary Inspector II of the City Health Office, this City, who will compulsory retire from the service on August 1, 2018, pursuant to Section 2, Article 13 of R.A. 7305, otherwise known as the Magna Carta of Public Health Workers.

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

UNANIMOUSLY APPROVED.

<u>Present:</u>	<u>1st District:</u>	- Councilor Edna M. Dahino	- Councilor Reuben R. Daba
		- Councilor Romeo V. Calizo	- Councilor George S. Goking
		- Councilor Jay R. Pascual	
	<u>2nd District:</u>	- Councilor Maria Lourdes S. Gaane	- Councilor Dometilo C. Acenas, Jr.
		- Councilor Enrico D. Salcedo	- Councilor Ian Mark Q. Nacaya
	<u>Ex-Officio:</u>	- Councilor John Michael L. Seno (<i>President, City SK Federation</i>)	
<u>On Official Business:</u>		- Councilor Yan Lam S. Lim (<i>President, Liga ng mga Barangay</i>)	
<u>Absent:</u>		- Councilor Suzette G. Magtajas-Daba (<i>Indisposed</i>)	- Councilor Zaldy O. Ocon
		- Councilor Teodulfo E. Lao, Jr. (<i>Indisposed</i>)	- Councilor Nadya B. Emano-Elipse
		- Councilor Annie Y. Daba (<i>Indisposed</i>)	
<u>On Leave:</u>		- Councilor Lordan G. Suan	- Councilor Leon D. Gan, Jr. (<i>Sick Leave</i>)

ENACTED this 30th day of July 2018 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:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR



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ORDINANCE NO. 13469-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING (MOU) WITH THE CITY SCHOOLS DIVISION OF CAGAYAN DE ORO-DEPARTMENT OF EDUCATION (DEPED), REPRESENTED BY SCHOOLS DIVISION SUPERINTENDENT DR. JONATHAN S. DE LA PEÑA, PH.D., COVERING THE USE OF FIVE (5) CLASSROOMS (OF THE SIX-CLASSROOM BUILDING), LOCATED AT HABITAT PHASE I RELOCATION SITE, BARANGAY INDAHAG, THIS CITY, FOR USE OF THE KINDERGARTEN AND GRADE ONE PUPILS THEREAT, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

BE IT ORDAINED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session duly assembled that:

SECTION 1. - The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Memorandum of Understanding (MOU) with the City Schools Division of Cagayan de Oro-Department of Education (DepEd), represented by Schools Division Superintendent Dr. Jonathan S. de la Peña, PH.D., covering the use of five (5) classrooms (of the six-classroom building), located at Habitat Phase I Relocation Site, Barangay Indahag, this City, for use of the Kindergarten and Grade One pupils thereat, under the terms and conditions stipulated therein.

SECTION 2. - The aforesated Memorandum of Understanding (MOU) consisting of three (3) pages on file with the Records Section of 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>	<u>1st District:</u>	- Councilor Edna M. Dahino	- Councilor Reuben R. Daba
		- Councilor Romeo V. Calizo	- Councilor George S. Goking
		- Councilor Jay R. Pascual	
	<u>2nd District:</u>	- Councilor Maria Lourdes S. Gaane	- Councilor Dometilo C. Acenas, Jr.
		- Councilor Enrico D. Salcedo	- Councilor Ian Mark Q. Nacaya
	<u>Ex-Officio:</u>	- Councilor John Michael L. Seno (<i>President, City SK Federation</i>)	
<u>On Official Business:</u>		- Councilor Yan Lam S. Lim (<i>President, Liga ng mga Barangay</i>)	
<u>Absent:</u>		- Councilor Suzette G. Magtajas-Daba (<i>Indisposed</i>)	- Councilor Zaldy O. Ocon
		- Councilor Teodulfo E. Lao, Jr. (<i>Indisposed</i>)	- Councilor Nadya B. Emano-Elipe
		- Councilor Annie Y. Daba (<i>Indisposed</i>)	
<u>On Leave:</u>		- Councilor Lordan G. Suan	- Councilor Leon D. Gan, Jr. (<i>Sick Leave</i>)

ENACTED this 30th day of July 2018 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:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

Attested:

OSCAR S. MORENO
CITY MAYOR

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR



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ORDINANCE NO. 13470-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE DEED OF USUFRUCT WITH THE KAHUGPUNGAN SA KUMUNIDAD ALANG SA PANGINABUHAN-FORMER REBELS COOPERATIVE, REPRESENTED BY ITS CHAIRMAN, MR. QUIRINO RAVELO, COVERING THE LATTER'S USE OF AN 85-SQUARE METER LOT, WHICH IS A PORTION OF THE CITY GOVERNMENT'S PROPERTY UNDER LOT 3817, CAD 237, LOCATED AT MACANHAN RELOCATION SITE, BARANGAY CARMEN, THIS CITY, FOR THE SAID COOPERATIVE'S LIVELIHOOD PROJECT AREA, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

BE IT ORDAINED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session duly assembled that:

SECTION 1. - The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Deed of Usufruct with the Kahugpungan sa Kumunidad Alang sa Panginabuhian-Former Rebels Cooperative, represented by its Chairman, Mr. Quirino Ravelo, covering the latter's use of an 85-square meter lot, which is a portion of the City Government's property under Lot 3817, Cad 237, located at Macanhan Relocation Site, Barangay Carmen, this City, for its livelihood project area, under the terms and conditions stipulated therein.

SECTION 2. - The aforesated Deed of Usufruct consisting of four (4) pages on file with the Records Section of 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>	<u>1st District:</u>	- Councilor Edna M. Dahino	- Councilor Reuben R. Daba
		- Councilor Romeo V. Calizo	- Councilor George S. Goking
		- Councilor Jay R. Pascual	
	<u>2nd District:</u>	- Councilor Maria Lourdes S. Gaane	- Councilor Dometilo C. Acenas, Jr.
		- Councilor Enrico D. Salcedo	- Councilor Ian Mark Q. Nacaya
	<u>Ex-Officio:</u>	- Councilor John Michael L. Seno (<i>President, City SK Federation</i>)	
<u>On Official Business:</u>		- Councilor Yan Lam S. Lim (<i>President, Liga ng mga Barangay</i>)	
<u>Absent:</u>		- Councilor Suzette G. Magtajas-Daba (<i>Indisposed</i>)	- Councilor Zaldy O. Ocon
		- Councilor Teodulfo E. Lao, Jr. (<i>Indisposed</i>)	- Councilor Nadya B. Emano-Elipe
		- Councilor Annie Y. Daba (<i>Indisposed</i>)	
<u>On Leave:</u>		- Councilor Lordan G. Suan	- Councilor Leon D. Gan, Jr. (<i>Sick Leave</i>)

ENACTED this 30th day of July 2018 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:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

Attested:

OSCAR S. MORENO
CITY MAYOR

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR



ORDINANCE NO. 13471-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE DEED OF USUFRUCT WITH THE CAGAYAN DE ORO WATER DISTRICT (COWD), REPRESENTED BY ITS ACTING GENERAL MANAGER, ENGR. BIENVENIDO V. BATAR JR., COVERING THE COWD'S USE OF A 2,500-SQUARE METER LOT, WHICH IS A PORTION OF THE CITY GOVERNMENT'S PROPERTY UNDER LOT NO. 18283-B WITH TCT NO. T-129354, LOCATED IN FRONT OF THE LUTHERAN VILLAGE RELOCATION SITE, BARANGAY CANITOAN, THIS CITY, AS SITE OF ITS PRODUCTION WELL, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

BE IT ORDAINED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session duly assembled that:

SECTION 1. - The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Deed of Usufruct with the Cagayan de Oro Water District (COWD), represented by its Acting General Manager, Engr. Bienvenido V. Batar Jr., covering the COWD's use of a 2,500-square meter lot, which is a portion of the City Government's property under Lot No. 18283-B with TCT No. T-129354, located in front of the Lutheran Village Relocation Site, Barangay Canitoan, this City, as site of its Production Well, under the terms and conditions stipulated therein except for some amendment on Paragraph (7), which shall read as follows:

“x-x-x

‘7. The USUFRUCTUARY, upon proper coordination with the OWNER, may construct a building, introduce other structures related to its Production Well, facilities and/or improvements that may be necessary for the proper and beneficial use of the SITE;

‘x-x-x”

SECTION 2. - The aforestated Deed of Usufruct consisting of four (4) pages on file with the Records Section of 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>	<u>1st District:</u>	- Councilor Edna M. Dahino	- Councilor Reuben R. Daba
		- Councilor Romeo V. Calizo	- Councilor George S. Goking
		- Councilor Jay R. Pascual	
	<u>2nd District:</u>	- Councilor Maria Lourdes S. Gaane	- Councilor Dometilo C. Acenas, Jr.
		- Councilor Enrico D. Salcedo	- Councilor Ian Mark Q. Nacaya
	<u>Ex-Officio:</u>	- Councilor John Michael L. Seno (<i>President, City SK Federation</i>)	
<u>On Official Business:</u>		- Councilor Yan Lam S. Lim (<i>President, Liga ng mga Barangay</i>)	
<u>Absent:</u>		- Councilor Suzette G. Magtajas-Daba (<i>indisposed</i>)	- Councilor Zaldy O. Ocon
		- Councilor Teodulfo E. Lao, Jr. (<i>indisposed</i>)	- Councilor Nadya B. Emano-Elipe
		- Councilor Annie Y. Daba (<i>indisposed</i>)	
<u>On Leave:</u>		- Councilor Lordan G. Suan	- Councilor Leon D. Gan, Jr. (<i>Sick Leave</i>)

ENACTED this 30th day of July 2018 in the City of Cagayan de Oro.



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Page 2 of 2 of Ordinance No. 13471-2018

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR



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ORDINANCE NO. 13472-2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE DEED OF USUFRUCT WITH THE CAGAYAN DE ORO WATER DISTRICT (COWD), REPRESENTED BY ITS ACTING GENERAL MANAGER, ENGR. BIENVENIDO V. BATAR JR., COVERING THE COWD'S USE OF A 2,500-SQUARE METER LOT, WHICH IS A PORTION OF THE CITY GOVERNMENT'S PROPERTY UNDER LOT NO. 20450, WITH TAX DECLARATION NO. 45470, LOCATED AT THE JAPAN NON GRANT AID RELOCATION SITE, SITIO PAHIRON, BARANGAY LUMBIA, THIS CITY, AS SITE OF ITS PRODUCTION WELL, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

BE IT ORDAINED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in session duly assembled that:

SECTION 1. - The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Deed of Usufruct with the Cagayan de Oro Water District (COWD), represented by its Acting General Manager, Engr. Bienvenido V. Batar Jr., covering the COWD's use of a 2,500-square meter lot, which is a portion of the City Government's property under Lot No. 20450, with Tax Declaration No. 45470, located at the Japan Non Grant Aid Relocation Site, Sitio Pahiron, Barangay Lumbia, this City, as site of its production well, under the terms and conditions stipulated therein.

SECTION 2. - The aforesated Deed of Usufruct consisting of four (4) pages on file with the Records Section of 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>	<u>1st District:</u>	- Councilor Romeo V. Calizo	- Councilor Reuben R. Daba
		- Councilor Jay R. Pascual	- Councilor George S. Goking
	<u>2nd District:</u>	- Councilor Maria Lourdes S. Gaane	- Councilor Dometilo C. Acenas, Jr.
		- Councilor Enrico D. Salcedo	- Councilor Ian Mark Q. Nacaya
	<u>Ex-Officio:</u>	- Councilor John Michael L. Seno (<i>President, City SK Federation</i>)	
<u>Abstention:</u>		- Councilor Edna M. Dahino	
<u>On Official Business:</u>		- Councilor Yan Lam S. Lim (<i>President, Liga ng mga Barangay</i>)	
<u>Absent:</u>		- Councilor Suzette G. Magtajas-Daba (<i>Indisposed</i>)	- Councilor Zaldy O. Ocon
		- Councilor Teodulfo E. Lao, Jr. (<i>Indisposed</i>)	- Councilor Nadya B. Emano-Elipe
		- Councilor Annie Y. Daba (<i>Indisposed</i>)	
<u>On Leave:</u>		- Councilor Lordan G. Suan	- Councilor Leon D. Gan, Jr. (<i>Sick Leave</i>)

ENACTED this 30th day of July 2018 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:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

Attested:

OSCAR S. MORENO
CITY MAYOR

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR



ORDINANCE NO. 13473-2018

**AN ORDINANCE CREATING AND ESTABLISHING THE CAGAYAN DE ORO
TECHNICAL VOCATIONAL INSTITUTE (CDO-TVI), AND FOR OTHER PURPOSES**

Whereas, “Education has been considered as a great equalizer” and a proven effective program in breaking the cycle of poverty;

Whereas, the city government has been nationally recognized for its successful Education program which resulted in its being awarded with the Seal of Good Education Governance;

Whereas, there is a need to sustain the gains achieved by the local government unit through the expansion of its Education program by providing technical skills and vocational training to its constituents to enable them to answer the need for such market demands locally and internationally;

Whereas, the City Government, in collaboration with the Technical Education and Skills Development Authority (TESDA) and other concerned government agencies, as well as the stakeholders, will undertake the lead role in developing technical and vocational work force in the local government unit (LGU) by establishing a Training School for such purpose;

NOW, THEREFORE:

BE IT ORDAINED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro in its session duly assembled:

SECTION 1. SHORT TITLE. – This Ordinance shall be known and cited as the Cagayan de Oro Technical Vocational Institute Charter, or CDO-TVI Charter for brevity.

SECTION 2. ESTABLISHMENT. – The Cagayan de Oro Technical Vocational Institute is hereby created and established as a technical vocational school, owned and operated by the City Government of Cagayan de Oro.

SECTION 3. GENERAL MANDATE. – (a) The Cagayan de Oro Technical Vocational Institute (CDO-TVI) shall undertake center-based and community-based skills and livelihood, and other related trainings through technical-vocational and skills development programs for students from low-income families, out-of-school youths and the marginalized sector. CDO-TVI shall play a crucial role in helping the said students and other trainees become productive, self-reliant and transformed into middle-level skilled labor force and meet the demands of both local and international labor markets, resulting in the enhancement of the social and economic development in Cagayan de Oro City and the neighboring areas.

(b) The CDO-TVI shall also offer school-based, Mobile Training Program (MTP), enterprise-based, community-based, entrepreneurial, technical, vocational education skills development curricula adopting the Unified TVET Programs Registration and Accreditation Systems (UTPRAS) of the Technical Education & Skills Development Authority (TESDA) and the Senior High School Curriculum of the Department of Education and the Commission of Higher Education (CHED) for its ladderized degree courses. In addition, it shall serve as Assessment Center and Training Methodology (TMI) Center for acquired competencies in technical-vocational skills to qualify and certify middle level manpower for employment.



SECTION 4. CURRICULAR OFFERINGS. – The Cagayan de Oro Technical Vocational Institute (CDO-TVI) shall offer short-term courses in preferred market-driven and relevant technical-vocational courses within its areas of specialization in consultation with the Technical Education Skills and Development Authority (TESDA), the Department of Labor and Employment (DOLE), Cagayan de Oro Technical Education and Skills Development Committee (CTESDEC), and such other relevant agencies, both local and international.

SECTION 5. SCHOOL SITE. – The Cagayan de Oro Technical Vocational Institute (CDO-TVI) shall be established at the old site of the Agusan National High School at Zone 2, Brgy. Agusan, this City, and such other sites as the Board of Trustees may decide.

SECTION 6. GOVERNING BOARD - The governing body of the CDO-TVI shall be its Board of Trustees (BOT). It shall promulgate policies in accordance with the declared state policies on technical vocational education, as well as the policies, standards, and thrusts of TESDA, and other pertinent provisions of existing laws and city ordinances.

SECTION 7. COMPOSITION OF THE BOARD OF TRUSTEES - The Board of Trustees shall be composed of the City Mayor as Chairperson; the Executive Director of the CDO-TVI as Vice Chairman and the Deputy Executive Director as Co-Vice Chairman, respectively; and ten (10) members composed of the following:

- a) Chairman of the *Sangguniang Panlungsod* Committee on Education;
- b) Chairman of the *Sangguniang Panlungsod* Committee on Youth;
- c) Chairman of the *Sangguniang Panlungsod* Committee on Trade and Commerce;
- d) Representative from the Department of Education (DepEd);
- e) President of the Alumni Association;
- f) Representative from the Technical Education Skills Development Authority (TESDA);
- g) Chairperson of the City Technical Education Skills Development and Employment Committee (CTESDEC);
- h) President of the Association of Misamis Oriental Technical Vocational Education and Training, Inc. (AMORTVET);
- i) Representative from the Oro Chamber of Commerce;
- j) Representative from the Filipino-Chinese Chamber of Commerce in Cagayan de Oro City.

The TESDA, Oro Chamber of Commerce and the Filipino-Chinese Chamber of Commerce representatives shall serve for a specific term as prescribed by the Board, while the representatives from the alumni association shall be co-terminus with their respective terms of office.

In case of vacancy in the Board of Trustees by reason of resignation, death, or other incapacity of one or more of its members, such vacancy shall be filled-up by appointment by



the City Mayor in his capacity as Chairperson of the Board, with the concurrence of the Board. The appointee shall hold office for the unexpired portion of the term.

The members shall serve without compensation but will be entitled to reasonable allowances or honoraria for attendance at meetings of the Board or on other official business, provided that the same are authorized by resolution of the Board, subject to availability of funds.

The Secretary of the Board shall be designated by the Board. He/She shall keep all records of proceedings of the Board and such other official records as may be directed by the Board.

SECTION 8. POWERS AND DUTIES OF THE BOARD OF TRUSTEES - Subject to existing laws and subject to the review by and approval of the *Sangguniang Panlungsod*, the Board of Trustees herein created shall have the following powers and duties in addition to its general powers of administration:

- a) To enact rules and regulations not contrary to law as may be necessary to carry out the purposes and functions of the CDO-TVI;
- b) To formulate such policies, guidelines, rules and regulations consistent with the purposes of CDO-TVI towards ensuring proper and judicious administration and operation thereof;
- c) To receive and appropriate to the ends specified by this ordinance such sums as may be provided hereof for the support of the CDO-TVI;
- d) To establish academic and technical-vocational courses most needed in the community and in the local or international market, as may be determined in consultation with the stakeholders in the community;
- e) To confirm all appointments made by the City Mayor for the position of trainers, as endorsed by the Selection Committee created herein;
- f) To fix and adjust wages of trainers and administrative officials and employees including honoraria and other emoluments of lecturers/trainers subject, however, to the provisions governing those hired without employer-employee relationship;
- g) To set policies and guidelines for CDO-TVI faculty, students, and non-teaching personnel;
- h) To fix the tuition fees and other school charges, such as but not limited to matriculation fees, graduation fees and laboratory fees, as the Board may deem proper to impose after due consultations with the involved sectors; Provided, that these fees will not be prohibitive or unreasonable as to deviate from the purpose for which the CDO-TVI is created.

Such fees and charges, including government subsidies and other income generated by the CDO-TVI, shall constitute a special trust fund and shall be deposited in any authorized government depository bank, and all interests that shall accrue therefrom shall form part of the same fund for the use of the CDO-TVI.

Any provision or existing laws, rules and regulations to the contrary notwithstanding, any income generated by the CDO-TVI from tuition fees and



other charges, as well as from the operation of auxiliary services and land grants, shall be retained by the CDO-TVI, and may be disbursed by the Board for instruction, research, extension services, or other programs/projects of the CDO-TVI: Provided, that all fiduciary fees shall be disbursed for the specific purpose for which they are collected.

If, for reason of control, CDO-TVI shall be able to pursue any project for which funds have been appropriated and allocated under its approved program of expenditures, the Board may authorize the use of said funds for any reasonable purpose which, at its discretion, may be necessary and urgent for the attainment of the objectives and goals of the CDO-TVI;

- i) To adopt and implement a socialized scheme of tuition and school fees for greater access to poor but deserving students;
- j) To authorize the construction or repair of its building, machineries, equipment, and other facilities, as well as the purchase and acquisition of real personal properties, including necessary supplies, materials and equipment;
- k) To approve the curricula, and institutional programs of the institution; provided, that it conforms to the TESDA guidelines.
- l) To approve rules of discipline for the administrative and academic staff of CDO-TVI to ensure orderly and effective governance thereof;
- m) To set policies on admission and graduation of students;
- n) To establish research and extension centers of the CDO-TVI where such will promote the development of the CDO-TVI;
- o) To enter into joint ventures/agreements with business and industry for the profitable development and management of the economic assets of the CDO-TVI, the proceeds from which to be used for the development and strengthening of the CDO-TVI;
- p) To develop consortia and other forms of linkages with local government units, institutions and agencies, both public and private, local and foreign, in furtherance of the purposes and objectives of the CDO-TVI;
- q) To develop academic arrangements for institution capability building with appropriate institutions and agencies, public or private, local or foreign; and to appoint experts/specialists as consultants, or visiting or exchange professors, scholars, researchers, as the case may be;
- r) To set up the adoption of modern and innovative modes of transmitting knowledge such as the use of information technology, the dual training system, open learning, community laboratory, etc., for the promotion of greater access to education within the institution; and
- s) To establish policy guidelines and procedures for participative decision making and transparency within the institution.



SECTION 9. MEETINGS OF THE BOARD - The Board of Trustees shall hold quarterly meetings, the date of which to be set by the Board, and special meetings as may be called by the Chairperson.

SECTION 10. COMPENSATION - Subject to subsequent compliance with TESDA requirements and when CDO-TVI financial resources permit as certified by the City Accountant, the Board of Trustees shall, in the interim, appoint the CDO-TVI Executive Director/Deputy Executive Director. He/She may be entitled to receive monthly honorarium as determined by the Board, subject to Commission on Audit (COA) Rules and Regulations.

SECTION 11. ADMINISTRATION OF THE CDO-TVI. – (a) The administration and operations of the Cagayan de Oro Technical Vocational Institute (CDO-TVI) shall be handled by the Executive Director and supported by the Deputy Executive Director. Both shall be appointed by the City Mayor in accordance with the standard set qualification requirements by the governing board and pertinent laws. Administrative support will be provided by the office personnel.

- b) The Executive Director /Deputy Executive Director of the CDO-TVI shall have a term of five (5) years and shall be eligible for reappointment for another term. Both shall hold an appropriate earned masteral degree and shall have at least five (5) years of relevant administrative experience, without prejudice to the provisions of additional qualifications to be set by the governing of the board of the CDO-TVI.
- c) In case of vacancy in the Office of the Executive Director/Deputy Executive Director by reason of death, compulsory retirement, resignation, removal for cause or incapacity to perform the functions of his/her office, the City Mayor shall have the authority to designate an Officer-In-Charge of the CDO-TVI pending the appointment of a new Executive Director.
- d) The powers and duties of the Executive Director/Deputy Executive Director, in addition to those specially provided in this Ordinance, shall be those usually pertaining to the Office of the President of other colleges, and those delegated by the Board. The salary of the Executive Director/Deputy Executive Director of CDO-TVI shall be set by the Board, taking into consideration the applicable Civil Service rules and regulations and ensuring that the same be comparable to that being received by the presidents of similar educational institutions.
- e) For the effective operation of the CDO-TVI, the trainers, non-teaching personnel and such other officials and employees shall be recommended by the Executive Director as confirmed by the Board, taking into consideration the recommendation of the Selection Committee. The appointments of these CDO-TVI officials and employees shall be in conformity to existing civil service laws, rules and regulations.

SECTION 12. SELECTION COMMITTEE - The selection committee referred to in Section 8(e) is hereby created and shall be composed of the following:

- a) Executive Director;
- b) Deputy Executive Director;



- c) Chairman of the *Sangguniang Panlungsod* Committee on Education;
- d) Board Secretary, and
- e) Focal Person for Education, Office of the City Mayor

They shall elect from among themselves the Committee Chairperson.

SECTION 13. APPROPRIATIONS. – The City Mayor shall include in the City Government's program the implementation of this Ordinance, the funding of which shall be included in the annual Budget of the City Government. The budget for the year 2018 shall be taken from the Livelihood Development program (Operation of Livelihood Training Center) of the Community Improvement Division (CID).

SECTION 14. ACADEMIC FREEDOM AND INSTITUTIONAL AUTONOMY. - The CDO-TVI shall enjoy academic freedom and institutional autonomy, pursuant to Paragraph 2, Section 5 of Article XIV of the 1987 Constitution of the Republic of the Philippines.

SECTION 15. IMPLEMENTING RULES AND REGULATIONS. – After the effectivity of this Ordinance, the Local Chief Executive (LCE), in coordination with the TESDA and DepEd, CTESDEC, and such other relevant government agencies, and stakeholders, shall formulate and issue the necessary rules and regulations for the implementation of this Ordinance.

SECTION 16. SEPARABILITY CLAUSE. – If, for any reason, any section or provision of this Ordinance shall be deemed unconstitutional or invalid, the other sections or provisions hereof shall not be affected and shall thereby remain in force and effect.

SECTION 17. REPEALING CLAUSE. – All existing ordinances and orders contrary to or inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SECTION 18. EFFECTIVITY. – This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

AUTHOR: COUNCILOR SUZETTE G. MAGTAJAS-DABA
CO-AUTHORS: COUNCILOR GEORGE S. GOKING
COUNCILOR JAY R. PASCUAL
COUNCILOR JOHN MICHAEL L. SENO

<u>Present:</u>	1 st District:	- Councilor Edna M. Dahino	- Councilor Reuben R. Daba
		- Councilor Romeo V. Calizo	- Councilor George S. Goking
		- Councilor Jay R. Pascual	
	2 nd District:	- Councilor Maria Lourdes S. Gaane	- Councilor Dometilo C. Acenas, Jr.
		- Councilor Enrico D. Salcedo	- Councilor Ian Mark Q. Nacaya
	Ex-Officio:	- Councilor John Michael L. Seno (<i>President, City SK Federation</i>)	
<u>On Official Business:</u>		- Councilor Yan Lam S. Lim (<i>President, Liga ng mga Barangay</i>)	
<u>Absent:</u>		- Councilor Suzette G. Magtajas-Daba (<i>Indisposed</i>)	- Councilor Zaldy O. Ocon
		- Councilor Teodulfo E. Lao, Jr. (<i>Indisposed</i>)	- Councilor Nadya B. Emano-Elipe
		- Councilor Annie Y. Daba (<i>Indisposed</i>)	
<u>On Leave:</u>		- Councilor Lordan G. Suan	- Councilor Leon D. Gan, Jr. (<i>Sick Leave</i>)

ENACTED this 30th day of July 2018 in the City of Cagayan de Oro.



**cagayan
deOro**
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



Page 7 of 7 of Ordinance No. 13473-2018

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

Attested:

OSCAR S. MORENO
CITY MAYOR

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the Barangay Council of Barangay Kauswagan, this City, its Ordinance No. 02-2018, Series of 2018, "An Ordinance appropriating the sum of One Hundred Five Thousand Pesos (P105,000.00) from the 5% Local Disaster Risk Reduction and Management Fund (LDRRMF) of Barangay Kauswagan, to be made available as financial assistance to the herein list of victims, whose residential houses and/or belongings were either totally or partially damaged by Flood on December 22, 2017 located at Zone 4, Barangay Kauswagan, this City, the entire City of Cagayan de Oro was declared by the Sanggunian Panlungsod as calamity area under Resolution No. 12861-2017, dated 27th of December, 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.

Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: July 19, 2018

for inclusion

HON. IAN MARK Q. NACAYA, Chairman

HON. ZALDY O. OCON, Vice Chairman

HON. GEORGE S. GOKING, Member

HON. ROMEO V. CALIZO, Member

HON. ENRICO S. SALCEDO, Member

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel. # : 854-4026 / 857-4032 / 857-2258

Communication Number: 2018-1447

Date: 02/23/2018

Receiver: JESSAMINE

From: BARANGAY KAUSAWAGAN

Subject: ORDINANCE NO. 02-2018. AN ORDINANCE APPROPRIATING THE SUM OF ONE HUNDRED FIVE THOUSAND (Php105,000.) PESOS FROM THE 5% LOCAL DISASTER RISK REDUCTION AND MANAGEMENT FUND (LDRRRMF) OF BARANGAY KAUSWAGAN, TO BE MADE AVAILABLE AS FINANCIAL ASSISTANCE TO THE HEREIN LIST OF VICTIMS, WHOSE RESIDENTIAL HOUSES AND OR BELONGINGS WERE EITHER TOTALLY OR PARTIALLY DAMAGED BY FLOOD ON DECEMBER 22, 2017 LOCATED AT ZONE 4 BARANGAY KAUSWAGAN, THIS CITY, THE ENTIRE CITY OF CAGAYAN DE ORO WAS DECLARED BY THE SANGGUNIANG PANGLUNGSOD AS CALAMITY AREA UNDER RESOLUTIONN NO. 12861-2017, DATED 27TH OF DECEMBER, 2017.

Respectfully referred to **COMMITTEE ON BARANGAY AFFAIRS**
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: 2/27/18

Recommending Approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



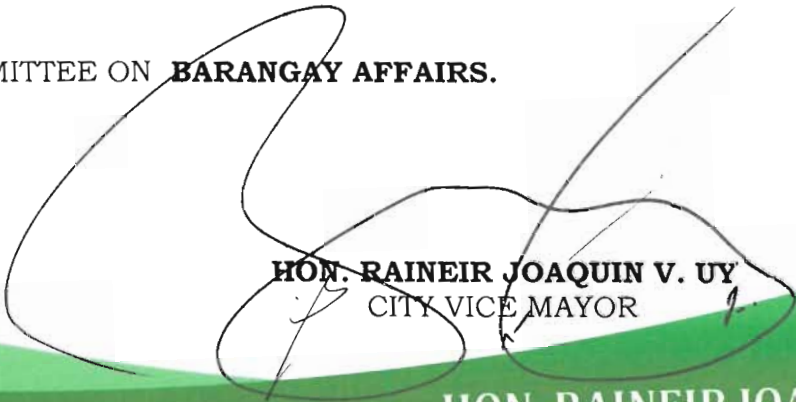
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: FEB 23 2018

From BARANGAY KAUSWAGAN, CDO

SUBJECT MATTER: ORDINANCE NO. 02-2018 SERIES OF 2018. AN ORDINANCE APPROPRIATING THE SUM OF ONE HUNDRED FIVE THOUSAND (105,000.) PESOS FROM THE 5% LOCAL DISASTER RISK REDUCTION AND MANAGEMENT FUND (LDRRRMF) OF BARANGAY KAUSWAGAN, TO BE MADE AVAILABLE AS FINANCIAL ASSISTANCE TO THE HEREIN LIST OF VICTIMS, WHOSE RESIDENTIAL HOUSES AND OR BELONGINGS WERE EITHER TOTALLY OR PARTIALLY DAMAGED BY FLOOD ON DECEMBER 22, 2017 LOCATED AT ZONE 4 BARANGAY KAUSWAGAN, THIS CITY, THE ENTIRE CITY OF CAGAYAN DE ORO WAS DECLARED BY THE SANGGUNIANG PANGLUNGSOD AS CALAMITY AREA UNDER RESOLUTIONN NO. 12861-2017, DATED 27TH OF DECEMBER, 2017.

ACTION: REFER TO COMMITTEE ON **BARANGAY AFFAIRS.**



HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V.
City Vice Mayor



Republic of the Philippines
City of Cagayan de Oro
**CITY SOCIAL WELFARE AND DEVELOPMENT
DEPARTMENT**

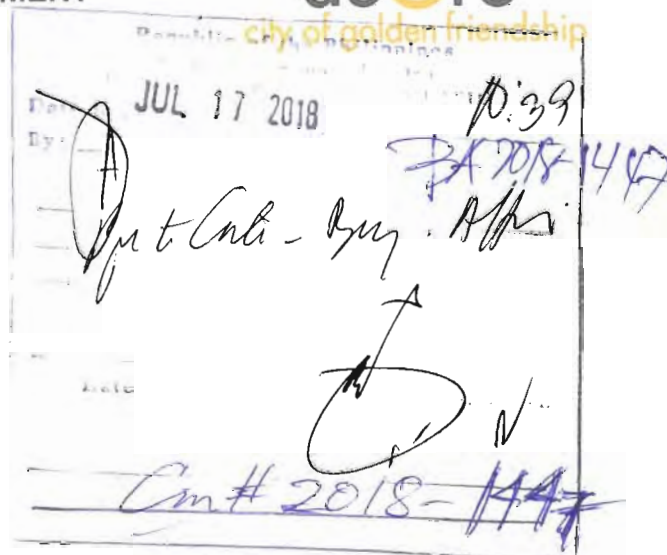
cagayan
de Oro
city of golden friendship

July 16, 2018

MARIA CARLA LARRAZABAL - LICAYAN
Local Legislative Staff Officer V
Chief, Legislative Committees Division

Ma'am:

Greetings!

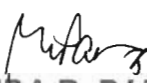


This has reference to the letter request from your good office for us to review Ordinance No. 02-2-18 entitled: *"An Ordinance appropriating the sum of One Hundred Five Thousand Pesos(P105,000.00) from the 5% Local Disaster Risk Reduction and Management Fund (LDRRMF) of Barangay Kauswagan to be made available as financial assistance to the herein list of victims, whose residential house and/or belongings were wither totally or partially damaged by Flood on December 22, 2017 located at Zone 4, Barangay Kauswagan, this City, the entire City of Cagayan de Oro was declared by the Sangguniang Panlungsod as calamity area under Resolution No. 12861-2017, dated 27th of December 2017"*.

In view thereof, we would like to inform your good office that as part of validation, we have counterchecked the list of victims and have found out that all match our data. Aside from that, our office has no other comments provided that we do not have the legal power to facilitate or impede the matter as long as the Barangay complied with the requisites.

Thank you and more power!

In Service,


NIDA B. PAÑA
Assistant Department Head, CSWD



MAR 9 2018

8 March 2018

HON. YAN LAM LIM

Chairman, Committee on Barangay Affairs

Thru: MARIA CARLA LARRAZABAL-LICAYAN

Local Legislative Staff Officer V

Chief, Executive Committees Division

ARTURO S. DE SAN MIGUEL
City Council Secretary

Dear Hon. Lim:

This is in response to your letter dated 5 March 2018 seeking for review and legal opinion the Ordinance No. 02-2018 of Barangay Kauswagan, this City, "An Ordinance appropriating the sum One Hundred Five Thousand (Php 105,000.00) pesos from the 5% Local Disaster Risk Reduction and Management Fund (LDRMMF) of Barangay Kauswagan, to be made available as financial assistance to the herein list of victims, whose residential houses and or belongings were either totally or partially damaged by flood on December 22, 2017 located at Zone 4 Barangay Kauswagan, this City, the entire city of Cagayan de Oro was declared by the Sangguniang Panglungsod as calamity area under Resolution No. 12861-2017, dated 27 of December 2017. "

In this connection, kindly be informed that this Office poses no legal objection to the approval of Ordinance No. 02-2018 of Barangay Kauswagan, this Office finds the same to be in legal order, pursuant to Section 21 of R.A. 10121, to wit:

SEC. 21. Local Disaster Risk Reduction and Management Fund (LDRRMF). - The present Local Calamity Fund shall henceforth be known as the Local Disaster Risk Reduction and Management Fund (LDRRMF). Not less than five percent (5%) of the estimated revenue from regular sources shall be set aside as the LDRRMF to support disaster risk management activities such as, but not limited to, pre-disaster preparedness programs including training, purchasing life-saving rescue equipment, supplies and medicines, for post-disaster activities, and for the payment of premiums on calamity insurance. The LDRRMF shall monitor and evaluate the use and disbursement of the LDRRMF based on the LDRRMF as incorporated in the local development plans and annual work and financial plan. Upon the recommendation of the LDRRMO and approval of the sanggunian concerned, the LDRRMF may transfer the said fund to support disaster risk reduction work of other LDRRMCs which are declared under state of calamity.

Of the amount appropriated for LDRRMF, thirty percent (30%) shall be allocated as Quick Response Fund (QRF) or stand-by fund for relief and recovery programs in order that situation and living conditions of people in communities or areas stricken by disasters, calamities, epidemics, or complex emergencies, may be normalized as quickly as possible.

Unexpended LDRRMF shall accrue to a special trust fund solely for the purpose of supporting disaster risk reduction and management activities of the LDRRMCs within the next five (5) years. Any such amount still not fully utilized after five (5) years shall revert back to the general fund and will be available for other social services to be identified by the local sanggunian.

For your guidance and information.

ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer



Republic of the Philippines
Barangay Kauswagan
City of Cagayan de Oro
OFFICE OF THE SANGGUNANG BARANGAY

On motion made by Hon. Peter Jason B. Balite and seconded by Hon. Carlitos O. Pacana it was,

RESOLVED, as the Sangguniang Barangay of Kauswagan, Cagayan de Oro City, hereby resolved, to adopt without **SECOND READING**, the following;

ORDINANCE NO.02-2018
Series of 2018

AN ORDINANCE APPROPRIATING THE SUM OF ONE HUNDRED FIVE THOUSAND (P 105,000.00) PESOS FROM THE 5% LOCAL DISASTER RISK REDUCTION AND MANAGEMENT FUND (LDRRMF) OF BARANGAY KAUSWAGAN, TO BE MADE AVAILABLE AS FINANCIAL ASSISTANCE TO THE HEREIN LIST OF VICTIMS, WHOSE RESIDENTIAL HOUSES AND OR BELONGINGS WERE EITHER TOTALLY OR PARTIALLY DAMAGED BY FLOOD ON DECEMBER 22, 2017 LOCATED AT ZONE 4 BARANGAY KAUSWAGAN, THIS CITY, THE ENTIRE CITY OF CAGAYAN DE ORO WAS DECLARED BY THE SANGGUNANG PANLUNGSOD AS CALAMITY AREA UNDER RESOLUTUION NO. 12861- 2017, DATED 27th OF DECEMBER, 2017.

BE IT ORDAINED by the Sangguniang Barangay of Kauswagan in session assembled that:

SECTION 1. that on the following dates and locations the herein residents of Barangay Kauswagan were victims of flood;

- a. Zone 4 on December 22, 2017, and
- b. Zone 6, Capisnon on December 22, 2017

SECTION 2. For this purpose, the sum of One Hundred Five Thousand (P105,000.00) Pesos is hereby appropriated from the 5 % Risk Reduction Management Fund of Barangay Kauswagan, to be made available as financial assistance to the herein list of victims, whose residential houses located Zone 4, ,and Zone 6, Capisnon, Barangay Kauswagan, this city, were either partially or totally damaged by flood on the dates and places mentioned in Section 1 of this ordinance

No.	NAME	EXTENT OF DAMAGE	NATURE OF OCCUPANCY	ESTIMATED OF DAMAGE	RECOMMENDED FINANCIAL ASSISTANCE
1	ANDRES, CHARLYNE MAE N.	TOTALLY	HO/DWELLER	P 60,000.00	P 5,000.00
2	ANDRES, NAPOLEON B.	TOTALLY	HO/DWELLER	P 50,000.00	P 5,000.00
3	BENSING, FELEMON T.	TOTALLY	HO/DWELLER	P 160,000.00	P 8,000.00
4	MALONES, JEANIBEE V.	TOTALLY	HO/DWELLER	P 134,000.00	P 8,000.00
5	MALUNES, ROBERTO V.	TOTALLY	HO/DWELLER	P 85,000.00	P 7,000.00
6	MALUNES, ROGGIE V.	TOTALLY	HO/DWELLER	P 40,000.00	P 5,000.00
7	PIMENTEL, ROBERT S.	TOTALLY	HO/DWELLER	P 143,000.00	P 8,000.00
8	ALAYA-AY, LUZVIMINDA A.	PARTIALLY	HO/DWELLER	P 15,000.00	P 3, 500.00
9	ANDRES, LIZA B.	PARTIALLY	HO/DWELLER	P 24,000.00	P 3,500.00
10	BENSING, RUBILYN T.	PARTIALLY	HO/DWELLER	P 25,000.00	P 3,500.00
11	CAPITO, REMEDIOS T.	PARTIALLY	HO/DWELLER	P 105,000.00	P 7,000.00
13	CEZAR, ORBEL C.	PARTIALLY	HO/DWELLER	P 15,000.00	P 3,500.00
13	CEZAR, RUTH B.	PARTIALLY	HO/DWELLER	P 30,000.00	P 3, 500.00
14	CEZAR, VICENTE C.	PARTIALLY	HO/DWELLER	P 25,000.00	P 3, 500.00
15	JABLA, EDNA G.	PARTIALLY	HO/DWELLER	P 39,000.00	P 4, 500.00
16	LARAZO, DOLORES	PARTIALLY	HO/DWELLER	P 18,000.00	P 3, 500.00
17	NAMBATAC, CECIL	PARTIALLY	HO/DWELLER	P 7,000.00	P 2,500.00
18	PALMES, JULUIS A.	PARTIALLY	HO/DWELLER	P 66,000.00	P 6,000.00
19	SUELO, FALABIANO	PARTIALLY	HO/DWELLER	P 5,000.00	P 1,500.00
20	TABLA, CRISTITO	PARTIALLY	HO/DWELLER	P 160,00.00	P 7,000.00
21	WAYAN, PABLITO B.	PARTIALLY	HO/DWELLER	P 45,000.00	P4, 500.00
22	TORRES, JUNIS B.	PARTIALLY	SHARER	P 15,000.00	P 1,500.00
Total:				P 1, 206,000.00	P 105,000.00

SECTION 3. EFFECTIVITY -This ordinance shall take effect upon its approval

UNANIMOUSLY APPROVED;

Present

Punong Barangay:
Sangguniang Barangay Members

Hon. Pedro D. Balite
Hon. Peter Jason B. Balite
Hon. Roy P. Saarenas
Hon. Artagnan N. Pimentel
Hon. Elnora A. Cahoy
Hon. Christine S. Monforte (absent- S.L.)
Hon. Haruyoshi C. Bautista
Hon. Carlitos O. Pacana

ENACTED, this 22nd day of January 2018 at Barangay Kauswagan, Cagayan de Oro City
I hereby certify to the correctness of the above ordinance.

HERMELANDO A. BAUTISTA
Barangay Secretary

Attested as duly enacted

ENGR. PEDRO D. BALITE, Ph.D.
Punong Barangay

HON. PETER JASON B. BALITE
SB MEMBER

HON. ARTAGNAN N. PIMENTEL
SB MEMBER

HON. HARUYOSHI C. BAUTISTA
SB MEMBER

CONCURRED:

HON. ROY P. SAARENAS
SB MEMBER

HON. ELNORA A. CAHOY
SB MEMBER

HON. CARLITOS O. PACANA
SB MEMBER

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Manolo Fortich Water District, represented by its General Manager Engr. Rogelio Pangan, covering the turnover of the water system project owned by the City Government of Cagayan de Oro for the latter's maintenance and operation, located in Barangay Balubal, this City, for a period of five years, under the terms and conditions stated therein.

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: _____

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Communication Number: 2018-1738

Date: 06/26/2018
Receiver: JESSAMINE

From: CMO

Subject: REQUEST FOR THE GRANTING OF AUTHORITY TO CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE WITH THE MANOLO FORTICH WATER DISTRICT (MFWD) TO BE REPRESENTED BY THE MANAGER, ENGR. ROGELIO K. PANGAN THE TEMPORARY TURN OVER TO THE LATTER OF THE WATER SYSTEMS ESTABLISHED BY THE CITY GOVERNMENT LOCATED AT BARANGAY BALUBAL, THIS CITY.

Respectfully referred to **COMMITTEE ON PUBLIC UTILITIES**
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: 7-13-2018

REFER TO LAWS & RULES

HON. TEODULFO E. LAO, JR.
Chairperson

HON. ROMEO V. CALIZO
Vice Chairperson

HON. ENRICO D. SALCEDO
Member

HON. LORDAN G. SUAN
Member

HON. ZALDY O. OCON
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



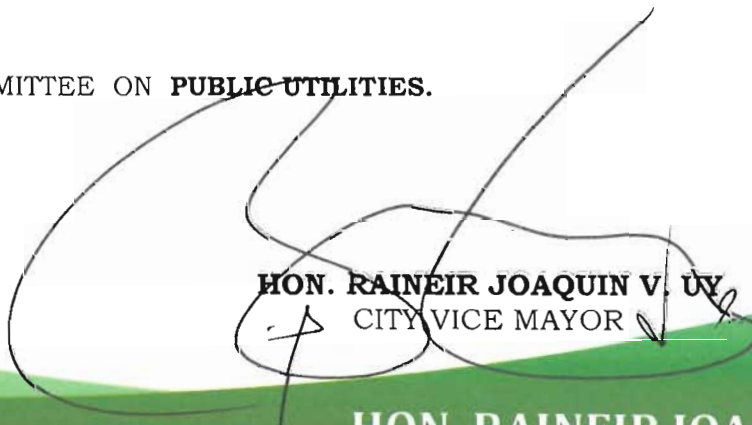
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUL 05 2018,

FROM: CMO

SUBJECT MATTER: REQUEST FOR THE GRANTING OF AUTHORITY TO CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE WITH THE MANOLO FORTICH WATER DISTRICT (MFWD) TO BE REPRESENTED BY THE MANAGER, ENGR. ROGELIO K. PANGAN THE TEMPORARY TURN OVER TO THE LATTER OF THE WATER SYSTEMS ESTABLISHED BY THE CITY GOVERNMENT LOCATED AT BARANGAY BALUBAL, THIS CITY.

ACTION: REFER TO COMMITTEE ON **PUBLIC UTILITIES.**


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
City of Cagayan de Oro
CITY CHIEF EXECUTIVE DEPARTMENT

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY CHIEF EXECUTIVE
Date Received: JUN 26 2018
By: [Signature]
[Signature]
[Signature]

cagayan de Oro
city of golden friendship

June 26, 2018

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

SUBJECT: REQUEST FOR THE GRANTING OF AUTHORITY TO CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE WITH THE MANOLO FORTICH WATER DISTRICT (MFWD) TO BE REPRESENTED BY THE MANAGER, ENGR. ROGELIO K. PANGAN, COVERING THE TEMPORARY TURN OVER TO THE LATTER OF THE WATER SYSTEMS ESTABLISHED BY THE CITY GOVERNMENT LOCATED AT BARANGAY BALUBAL, THIS CITY

LADIES AND GENTLEMEN:

This refers to the Memorandum of Agreement (MOA) to be entered into by and between the City Government of Cagayan de Oro, to be represented by the undersigned, as the local chief executive, with Manolo Fortich Water District, (MFWD) covering the temporary turn over the water systems established by the city government at Barangay Balubal, this city.

This collaboration with MFWD, which supplies potable water needs of the resident-beneficiaries at the two city-owned relocation sites at the said barangay, is intended to ensure sustainable water supply in the said areas.

In this regard, we respectfully request the honorable body to pass a Resolution to authorize the undersigned, to sign the MOA on behalf of the city government. A copy of the agreement is attached herewith for your perusal.

Hoping for your favorable response on this request.

Thank you.

Truly yours,

[Signature]
OSCAR S. MORENO
Mayor

2nd Floor, Executive Building, City Hall
Gen. Capistrano cor. J. Gaerlan Sts.
Tel. No. 857-758
Email address: osm.cdo@gmail.com



July 23, 2018

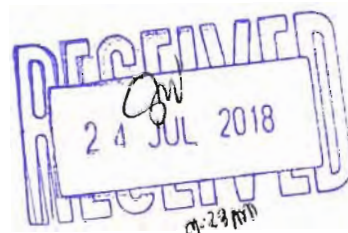
Hon. IAN MARK Q. NACAYA

City Councilor

Chairman, Committee on Laws and Rules

City Council of Cagayan de Oro

City Legislative Bldg., City Hall



Thru: Maria Carla Larrazabal-Licayan
Legislative Staff Officer V
Chief, Legislative Committee Division

Dear Hon. Councilor Nacaya,

This refers to the 1st Indorsement, dated July 17, 2018, requesting legal opinion/recommendation from the City Legal Office, on the draft of the Memorandum of Agreement (MOA), to be entered into by and between the City Government of Cagayan de Oro City, to be represented by the Hon. Mayor, Oscar S. Moreno and Manolo fortich Water District (MFWD), to be represented by its Manager, Engr. Rogelio Pangan, covering the turnover and operation of the water systems established and owned by city government at Brgy. Balubal, this city, for a period of 5 years.

This collaboration is needed to ensure regular potable water supply to the residents of the city government's 2 resettlement housing projects at the said barangay.

After a careful review of the draft of the said MOA, I find the terms and conditions therein to be in order and not contrary to law, morals, good customs, public order, or public policy.

Thank you for your kind attention.

Truly yours,


Atty. JOSE B. SABANAL
Executive Overseer
City Legal Office

PROJECT MEMORANDUM OF AGREEMENT

This **Memorandum of Agreement (MOA)** entered into by and between:

The **CITY GOVERNMENT OF CAGAYAN DE ORO CITY**, a Local Government Unit created and existing under the laws of the Republic of the Philippines, with office located at the 2nd Flr., City Hall Compound at Gen. Capistrano and Justo Gaerlan Sts., and represented by its City Mayor, **HON. OSCAR S. MORENO**, authorized for this purpose by _____, a copy of which is hereto attached as Annex "A", hereinafter referred to as the "**CDO**";

and

The **MANOLO FORTICH WATER DISTRICT**, a government-owned and controlled corporation created and existing under the laws of the Republic of the Philippines with principal office at A. Ditona St., Tankulan, Manolo Fortich 8703, Bukidnon, herein represented by its General Manager, **ENGR. ROGELIO PANGAN**, authorized for this purpose by _____, a copy of which is hereto attached as Annex "B", hereinafter referred to as the "**MFWD**";

Antecedents:

Section 21 of Republic Act of 7279, otherwise known as "Urban Development of Housing Act of 1992" (UDHA) mandates that basic services, including potable water, shall be provided by the local government units (LGUs) at Socialized Housing or Resettlement areas, in cooperation with the private developers and concerned agencies;

CDO has budgetary appropriations authorized under the 20% Development Funds for Fiscal Year 2016 for the provision of "Water Supply for the City Resettlements particularly on Sendong Typhoon Survivors," including the Water System Projects, which are subject matter of this **MOA**.

The City Engineer's Office (CEO) undertook the drafting of plans and design and the preparation of the Program of Works and Detailed Estimates of the following water system projects;

1. Water System of Balubal Relocation Site Phase I	Php 12,716,633.85
2. Balubal Relocation Site Level III Water Supply Pipeline	2,445,404.03
3. Balubal CDORSHP 4 Water System	4,991,303.78
Total	Php 20,153,341.66

Upon completion, the foregoing Water System Projects, including the materials installed, shall be turned over by **CDO** to **MFWD** for the latter's maintenance and operation;

The **PARTIES** have agreed to collaborate in the efficient operation of the subject Water System Projects.

FOR AND IN CONSIDERATION of the foregoing premises, the **PARTIES** hereto have agreed on the following:

A. RESPONSIBILITIES OF THE PARTIES

Section 1. The **CDO** shall perform the following responsibilities:

- 1.1 Conduct the necessary processes for the release of the amount of Twenty Million One Hundred Fifty Three Thousand Three Hundred Forty One Pesos and 66 centavos (Php20,153,341.66) as the funding support for the water system projects;
- 1.2 Prepare the Program of Works and Detailed Estimate of the Water System projects;
- 1.3 Conduct monitoring activities on the project implementation by its inspectorate team of the City Engineer's Office;
- 1.4 Turn over to **MFWD** as the water provider and usufructuary, the installed pipelines for the water system for its proper maintenance and operation, as well as the documents relevant thereto, including but not limited to procurement and construction documents, operating and maintenance manuals, and list of detailed water supply materials and fittings with costing, excluding the labor cost, applied in the installation of the water system; and
- 1.5 Reimburse **MFWD** for all expansion cost incurred during the operation and maintenance of the Water System Projects, in case **CDO** does not renew the **MOA**.

Section 2. **MFWD** shall perform the following responsibilities:

- 2.1 Assist **CDO** in the preparation of Program of Works and Detailed Estimates of the Water System Projects;
- 2.2 Assist **CDO** in the monitoring and supervision of the implementation of the Water System Projects;
- 2.3 Conduct Hydro Tests and Disinfection protocols on the installed pipes for water system after completion of the Water System Projects;
- 2.4 Accept the newly completed water system from **CDO** for purposes of its operation and maintenance;
- 2.5 Operate and maintain the water system in accordance with the established standards of the Local Water Utilities Administration and other operational standards;
- 2.6 Be responsible for the billing and collection of the payments of the water consumed by its customers;
- 2.7 Transfer to **CDO** all rights to the expansion undertaken during the operation and maintenance of the Water System Projects, after reimbursement by **CDO** of the cost thereof, in case **CDO** does not renew the **MOA**, provided that any expansion shall have the prior written consent of **CDO**.

This MOA shall take effect upon signing of the **PARTIES** and shall be valid for five (5) years from the date of the **MOA** unless renewed by mutual agreement of the **PARTIES**.

IN WITNESS WHEREOF, the **PARTIES** hereto have affixed their signatures at Cagayan de Oro City this _____ day of _____ 2018.

For the **CDO:**

For the **MFWD:**

By:

By:

OSCAR S. MORENO
City Mayor *ghe*

ENGR. ROGELIO PANGAN
General Manager

WITNESSES:

Republic of the Philippines)
Cagayan de Oro City)

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public, in and for and in the above jurisdiction, personally appeared this _____ day of _____, 2018

- | Name | Government –Issued I.D. and Number |
|----------------------|--|
| 1. OSCAR S. MORENO | - Phil. Passport with control No. EB947666;
Expiry date: 28/10/18 |
| 2. ROGELIO K. PANGAN | - _____ |

both known to me and by me known to be the same persons who executed the foregoing Memorandum of Agreement consisting of three (3) pages including this page on which this Acknowledgment appears, and they acknowledged to me that the same is their free and voluntary act and deed as well of the corporation/juridical entities the Parties represented.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the date and at the place mentioned above.

Notary Public

Doc No. _____
Page No. _____
Book No. _____
Series of 2018.

PROJECT MEMORANDUM OF AGREEMENT

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

The CITY GOVERNMENT OF CAGAYAN DE ORO CITY, a Local Government Unit created and existing under the laws of the Republic of the Philippines, with office located at the 2nd Flr., City Hall Compound at Gen. Capistrano and Justo Gaerlan Sts., and represented by its City Mayor, HON. OSCAR S. MORENO, authorized for this purpose by _____, a copy of which is hereto attached as Annex "A", hereinafter referred to as the "CDO";

and

The MANOLO FORTICH WATER DISTRICT, a government-owned and controlled corporation created and existing under the laws of the Republic of the Philippines with principal office at A. Ditona St., Tankulan, Manolo Fortich 8703, Bukidnon, herein represented by its General Manager, ENGR. ROGELIO PANGAN, authorized for this purpose by _____, a copy of which is hereto attached as Annex "B", hereinafter referred to as the "MFWD";

Antecedents:

Section 21 of Republic Act of 7279, otherwise known as "Urban Development of Housing Act of 1992" (UDHA) mandates that basic services, including potable water, shall be provided by the local government units (LGUs) at Socialized Housing or Resettlement areas, in cooperation with the private developers and concerned agencies;

CDO has budgetary appropriations authorized under the 20% Development Funds for Fiscal Year 2016 for the provision of "Water Supply for the City Resettlements particularly on Sendong Typhoon Survivors," including the Water System Projects, which are subject matter of this MOA.

The City Engineer's Office (CEO) undertook the drafting of plans and design and the preparation of the Program of Works and Detailed Estimates of the following water system projects;

1. Water System of Balubal Relocation Site Phase I	Php 12,716,633.85
2. Balubal Relocation Site Level III Water Supply Pipeline	2,445,404.03
3. Balubal CDORSHP 4 Water System	4,991,303.78
Total	Php 20,153,341.66

Upon completion, the foregoing Water System Projects, including the materials installed, shall be turned over by CDO to MFWD for the latter's maintenance and operation;

The PARTIES have agreed to collaborate in the efficient operation of the subject Water System Projects.

FOR AND IN CONSIDERATION of the foregoing premises, the **PARTIES** hereto have agreed on the following:

A. RESPONSIBILITIES OF THE PARTIES

Section 1. The **CDO** shall perform the following responsibilities:

- 1.1 Conduct the necessary processes for the release of the amount of Twenty Million One Hundred Fifty Three Thousand Three Hundred Forty One Pesos and 66 centavos (Php20,153,341.66) as the funding support for the water system projects;
- 1.2 Prepare the Program of Works and Detailed Estimate of the Water System projects;
- 1.3 Conduct monitoring activities on the project implementation by its inspectorate team of the City Engineer's Office;
- 1.4 Turn over to **MFWD** as the water provider and usufructuary, the installed pipelines for the water system for its proper maintenance and operation, as well as the documents relevant thereto, including but not limited to procurement and construction documents, operating and maintenance manuals, and list of detailed water supply materials and fittings with costing, excluding the labor cost, applied in the installation of the water system; and
- 1.5 Reimburse **MFWD** for all expansion cost incurred during the operation and maintenance of the Water System Projects, in case **CDO** does not renew the **MOA**.

Section 2. **MFWD** shall perform the following responsibilities:

- 2.1 Assist **CDO** in the preparation of Program of Works and Detailed Estimates of the Water System Projects;
- 2.2 Assist **CDO** in the monitoring and supervision of the implementation of the Water System Projects;
- 2.3 Conduct Hydro Tests and Disinfection protocols on the installed pipes for water system after completion of the Water System Projects;
- 2.4 Accept the newly completed water system from **CDO** for purposes of its operation and maintenance;
- 2.5 Operate and maintain the water system in accordance with the established standards of the Local Water Utilities Administration and other operational standards;
- 2.6 Be responsible for the billing and collection of the payments of the water consumed by its customers;
- 2.7 Transfer to **CDO** all rights to the expansion undertaken during the operation and maintenance of the Water System Projects, after reimbursement by **CDO** of the cost thereof, in case **CDO** does not renew the **MOA**, provided that any expansion shall have the prior written consent of **CDO**.

This MOA shall take effect upon signing of the **PARTIES** and shall be valid for five (5) years from the date of the **MOA** unless renewed by mutual agreement of the **PARTIES**.

IN WITNESS WHEREOF, the **PARTIES** hereto have affixed their signatures at Cagayan de Oro City this _____ day of _____ 2018.

For the **CDO:**

For the **MFWD:**

By:

By:

OSCAR S. MORENO

City Mayor

ghe

ENGR. ROGELIO PANGAN

General Manager

WITNESSES:

Republic of the Philippines)
Cagayan de Oro City)

ACKNOWLEDGEMENT

BEFORE ME, a Notary Public, in and for and in the above jurisdiction, personally appeared this _____ day of _____, 2018

Name

Government –Issued I.D. and Number

1. OSCAR S. MORENO - Phil. Passport with control No. EB947666;
Expiry date: 28/10/18
2. ROGELIO K. PANGAN - _____

both known to me and by me known to be the same persons who executed the foregoing Memorandum of Agreement consisting of three (3) pages including this page on which this Acknowledgment appears, and they acknowledged to me that the same is their free and voluntary act and deed as well of the corporation/juridical entities the Parties represented.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the date and at the place mentioned above.

Notary Public

Doc No. _____
Page No. _____
Book No. _____
Series of 2018.

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of AGREEMENT (MOA) with the Department of Social Welfare and Development (DSWD), represented by Regional Director Nestor B. Ramos, covering the implementation of the National Household Targeting System for Poverty Reduction (NHTS-PR), also known as Listahan (a system for identifying who and where the poor household are) by sharing confidential information/data with the latter, under the terms and conditions stipulated therein.

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: _____

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



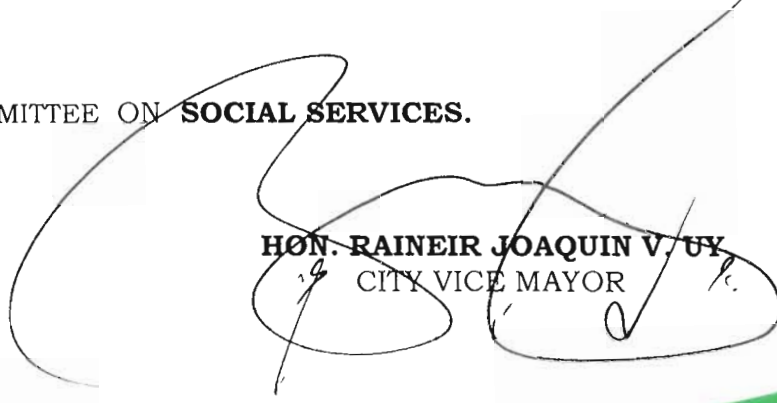
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUL 23 2018

FROM: CMO

SUBJECT MATTER: MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT (DSWD) AND THE CITY GOVERNMENT OF CAGAYAN DE ORO, RELATIVE TO THE SHARING OF LISTAHAN DATA BASE; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS AN ORDINANCE AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

ACTION: REFER TO COMMITTEE ON **SOCIAL SERVICES.**


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Communication Number: 2018-1812

Date: 07/19/2018

Receiver: JESSAMINE

From: CMO

Subject: MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT (DSWD) AND THE CITY GOVERNMENT OF CAGAYAN DE ORO, RELATIVE TO THE SHARING OF LISTAHAN DATA BASE; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS AN ORDINANCE AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

Respectfully referred to **COMMITTEE ON SOCIAL SERVICES**
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: August 2, 2018

Recommending for Approval: Committee on Laws and Rules

HON. REUBEN R. DABA
Chairperson

HON. MARIA LOURDES S. GAANE
Vice Chairperson

HON. EDNA M. DAHINO
Member

HON. GEORGE S. GOKING
Member

HON. JAY R. PASCUAL
Member

HON. SUZETTE MAGTAJAS-DABA
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING

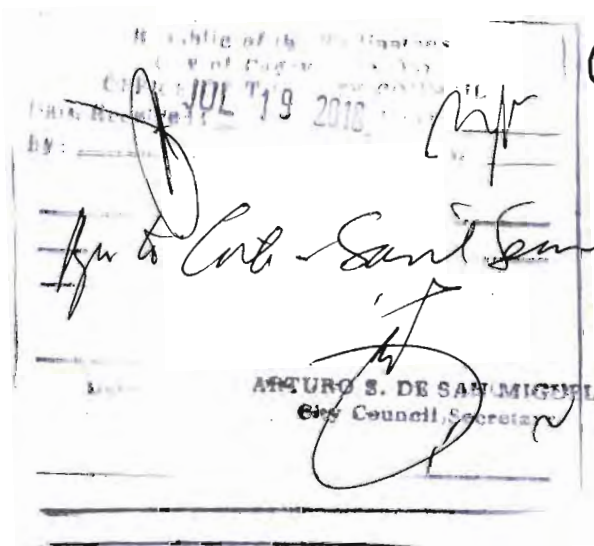


Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY MAYOR

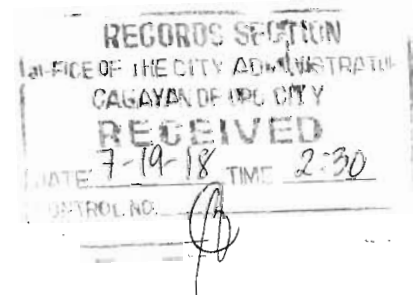
**cagayan
de Oro**
city of golden friendship

Indorsement
16 July 2018

Respectfully transmitted to **The Honorable Members of the City Council** through **Hon. RAINEIR JOAQUIN V. UY**, City Vice Mayor, the herein Memorandum of Agreement (MOA) between the Department of Social Welfare and Development (DSWD) and the City Government of Cagayan de Oro, relative to the Sharing of Listahan Data Base, for passage of appropriate ordinance authorizing the undersigned to enter into said Memorandum of Agreement.



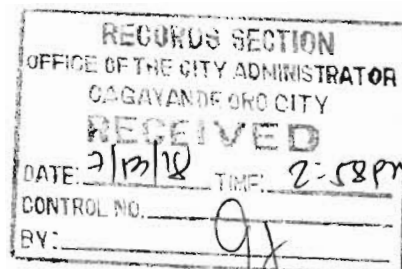

OSCAR S. MORENO
City Mayor





July 13, 2018

Mr. TEODORO A. SABUGA-A, JR.
Acting City Administrator,
Concurrent OIC-City Social Welfare
and Development Department
2nd Flr., Julia Pacana Bldg.
City Hall of Cagayan de Oro



Dear Sir:

This refers to the draft of the Memorandum of Agreement between the Department of Social Welfare and Development (DSWD) and the City Government of Cagayan de Oro covering the agreement of the Parties on their respective undertakings in the sharing of confidential information pertaining to DSWD's implementation of "the National Household Targeting System for Poverty Reduction (NHTS-PR), also known as *Listahan*, TO ESTABLISH a system for identifying who and where the poor households are, maintain the system that will serve as repository of the data on poor households, update the data every four years, and share the data - especially to NGAs - which shall serve as basis in the selection of beneficiaries of the social protection programs nationwide."

After a careful review of the draft of the MOA, I find its terms and conditions to be in order and not contrary to the Constitution, existing laws, public moral, good customs, public order, or public policy.

For your information.

Thank you.

Truly yours,


Atty. Jose B. Sabanal
Executive Director
City Legal Office

Memorandum of Agreement
between the
Department of Social Welfare and Development (DSWD)
and the
CITY GOVERNMENT OF CAGAYAN DE ORO

KNOW ALL MEN BY THIS PRESENTS:

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

The **DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT (DSWD)**, a national government agency created and existing under the laws of the Republic of the Philippines with principal office address at Batasang Pambansa Complex, Constitution Hills, Quezon City herein represented by **NESTOR B. RAMOS** in his/her capacity as the **REGIONAL DIRECTOR**, and hereinafter referred to as **First Party**;

and

The **CITY GOVERNMENT OF CAGAYAN DE ORO**, a local government unit created and existing under the Republic of the Philippines with office address at the City Hall Compound, Capistrano corner Gaerlan sts., Cagayan de Oro City herein represented by **HON. OSCAR S. MORENO** in his/her capacity as **CITY MAYOR**, and hereinafter referred to as **Second Party**;

WHEREAS, the Philippine Constitution declares that the State shall promote a just and dynamic social order that will ensure the prosperity and independence of the nation and free the people from poverty through policies that provide adequate social services, promote full employment, a rising standard of living, and an improved quality of life for all;

WHEREAS, the **First Party** is mandated under the Administrative Code of 1987 to provide a balanced approach to welfare whereby the needs and interests of the population are addressed not only at the outbreak of crisis but more importantly at the stage which would inexorably lead to such crisis, which strategy requires providing an integrated welfare package to its constituents on the basis of their needs and coordinating the service facilities required from such departments or agencies, governmental and non-governmental, which can best provide them;

WHEREAS, in order to fulfill its mandate and objectives, the Administrative Code of 1987 directs the **First Party** to formulate, develop and implement plans and projects in the field of social welfare and development, identify and deliver appropriate interventions, provide consultative and information services to institutions and organizations involved in social welfare activities;

WHEREAS, the **First Party** is mandated to provide assistance to other national government agencies (NGAs), local government units (LGUs), non-government organizations (NGOs), people's organizations (POs), and members of civil society in the implementation of programs, projects and

services that will alleviate poverty and empower disadvantaged individuals, families and communities to improve their quality of life;

WHEREAS, under Executive Order (EO) No. 867, signed on 09 March 2010, the **First Party** has further been mandated as the lead agency implementing the National Household Targeting System for Poverty Reduction (NHTS-PR), also known as Listahanan, to establish a system for identifying who and where the poor households are, maintain the system that will serve as repository of the data on poor households, update the data every four years, and share the data - especially to NGAs – which shall serve as basis in the selection of beneficiaries of social protection programs nationwide;

WHEREAS, the **Second Party** is mandated by Republic Act No. 7160 or the Local Government Code of 1991 which states that it shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, the **Second Party** shall implement the social protection programs and services defined in Annex A and be allowed secured access to Listahanan data maintained by the First Party;

WHEREAS, the feedback from the **Second Party** on the services and/or subsidies provided to the Listahanan-identified poor households is essential in strengthening the Project, and in monitoring proper utilization of shared data according to agreed purpose;

NOW THEREFORE, for and in consideration of the above premises, the **Parties** hereby agree as follows:

Definitions

For the purposes of this MOA, “data protection officer”, “data sharing”, “data subject”, “personal data”, “personal information controller”, and “processing”, shall have the same meaning as in Republic Act No. 10173 or the Data Privacy Act of 2012, and its Implementing Rules and Regulations.

Obligations of the First Party

The First Party shall:

1. Act as and have the duties and accountabilities of a personal information controller for all personal data processed by Listahanan;
2. Have in place reasonable and appropriate physical, technical and organizational measures intended to protect personal data up to the date of sharing with the Second Party, against accidental or unlawful destruction or accidental loss, alteration, unauthorized disclosure or access, as well as against any other unlawful processing;

3. Uphold the rights of the data subject in accordance with RA No. 10173 and relevant rules;
4. Have in place the required procedures or protocols so that any person or party acting under the authority of the First Party to have access to the personal data for sharing will respect and maintain the confidentiality and security of the personal data, and shall be obligated to process the personal data only on instructions from the First Party;
5. Process and share personal data with the Second Party in accordance with the Data Privacy Act, DSWD data sharing and privacy policies and guidelines, and the requirements specified in Annex A of this Agreement;
6. Provide the Second Party, when so requested, with information vital to the proper use and protection of the shared data, particularly on relevant stipulations under the Data Privacy Act and DSWD data sharing and privacy policies and guidelines;
7. Respond, within reasonable time, to information requests and complaints from data subjects concerning processing of the personal data by the Second Party to the extent reasonably possible and with the information reasonably available to it if the Second Party is unwilling and unable to respond;
8. Make available, upon request and following the procedures laid out in DSWD data sharing and privacy policies and guidelines, a copy of this Agreement to the affected data subjects; and
9. Provide the Second Party with a password that will be used to access encrypted Listahanan data; **Provided**, that only the Second Party, through its duly authorized staff, will use such password.

Obligations of the Second Party

The Second Party shall:

1. Act as and have the duties and accountabilities of a personal information controller for all personal data received from the First Party and covered under this Agreement;
2. Have in place appropriate physical, technical and organizational measures to protect the personal data received from the First Party against accidental or unlawful destruction or accidental loss, alteration, unauthorized disclosure or access, as well as against any other unlawful processing;
3. Uphold the rights of the data subject in accordance with RA No. 10173 and relevant rules;
4. Receive and further process personal data from the First Party in accordance with RA No. 10173 and the data sharing and privacy policies and guidelines of the First Party, and for purposes described in Annex A;
5. Have the legal authority to give warranties and fulfill the undertakings set out in this Agreement;
6. Have in place the required procedures or protocols so that any person or party acting under the authority of the Second Party to have access to the personal data will be legally answerable to the Second Party to respect and maintain the confidentiality and security of the personal data, and shall be obligated to process the personal data only on instructions from the Second Party;

7. Not disclose or transfer the personal data to a third party, except those disclosures authorized by law, or provided that any such transfer or disclosure of personal data to be made by the Second Party to a third party personal information controller will be:
 - a. the sole responsibility of the Second Party as a personal information controller, and therefore, will no longer be the accountability or liability of the First Party;
 - b. compliant to the Data Privacy Act, its IRR and other relevant laws, and executed with adequate safeguards in place for the protection of personal data; and
 - c. covered by a separate agreement;
8. Have no reason to believe, at the time of entering into this MOA, in the existence of any laws that would have a substantial adverse effect on the guarantees provided for under this Agreement, and it will inform the First Party if it becomes aware of any such laws;
9. Identify to the First Party a designated data protection officer within its organization authorized to respond to information requests and complaints concerning processing of the personal data, and will cooperate in good faith with the First Party and the data subject concerning all such enquiries within a reasonable time;
10. Allow the First Party to inspect the Second Party's data processing facilities, data files and documentation needed for processing to ascertain compliance with the warranties and undertakings in this MOA;
11. Provide the First Party with information necessary for the sharing of personal data, including but not limited to specific data requirements, processes to be applied to the personal data, timeframe as to when the said data will be needed, and the list of names of the staff and respective position titles who will be authorized to access Listahanan data;
12. Submit period feedback report to the First Party detailing how the shared Listahanan data was utilized; and
13. Indemnify the First Party against all costs, claims, damages or expenses incurred by the First Party or for which the First Party may become liable due to any failure by the Second Party or its employees, subcontractors or agents, and any other party receiving the personal data from the Second Party, to comply with the obligations under this Agreement.

General Provisions

1. The Parties agree that the provisions of RA No. 10173 shall be considered read into this Agreement and that the same principles of transparency, legitimate purpose and proportionality shall govern the implementation of this Agreement

Each party shall be liable for the violation of pertinent provisions of RA No. 10173, and may be penalized as stipulated in Sections 25-37, Chapter VIII of the Act.

2. The Parties agree that a data subject shall have the right to enforce his or her rights as stipulated in RA No. 10173 against either Party, for their respective breach of their contractual obligations, with regard to the data subject's personal data. In cases involving allegations of breach by the Second Party, the data subject must first directly enforce his or her rights against the Second Party. If the Second Party does not take appropriate action within a reasonable period (which under normal circumstances would be one

month) the data subject may then request the First Party to take appropriate action to enforce his or her rights against the Second Party.

3. This MOA shall automatically be deemed terminated upon availability of the results of the 3rd nationwide Listahanan assessment. Either party may also be entitled to terminate the MOA in the event of any breach of obligations under the same. The parties agree, however, that the termination of the Agreement at any time, in any circumstances and for whatever reason, does not exempt them from the obligations and/or conditions under the clauses as regards the processing of the personal data transferred.

In the event of termination of this MOA, the Second Party must ensure that the shared Listahanan data will be kept confidential and will not be actively processed for any purpose.

Breach of any clause of this Agreement, and provisions of the data sharing and privacy policy and guidelines of the First Party shall mean the immediate termination of the MOA and the blacklisting of the Second Party from further usage of any data from the Listahanan.

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be signed in their respective names in _____, Republic of the Philippines, as of the day and year written above:

For the Department of Social Welfare
and Development (DSWD)

For the SECOND PARTY (Specify the
Name)

NESTOR B. RAMOS

REGIONAL DIRECTOR

(First Party Personal Information
Controller)

OSCAR S. MORENO

CITY MAYOR

(Second Party Personal Information
Controller)

Signed in the Presence of:

ZOSIMO G. BUTIL

SOCIAL WELFARE OFFICER V

(Designated Data Protection Officer)

TEODORO A. SABUGA-A, JR.

CONCURRENT CSWD OFFICER

(Designated Data Protection Officer)

WILLIAM D. BERNARDO

**CITY HEALTH INSURANCE OFFICE
OFFICER IN-CHARGE**

(Designated Data Protection Officer)

ACKNOWLEDGMENT
REPUBLIC OF THE PHILIPPINES)
_____)S.S.

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

NAME	VERIFIED EVIDENCE OF IDENTITY	DATE/PLACE ISSUED
NESTOR B. RAMOS	_____	_____
OSCAR S. MORENO	_____	_____

known to me to be the named persons who executed the foregoing instrument and acknowledged to me that the same is their own free will and voluntary act and deed.

This instrument consists of six (6) pages including this page wherein this Acknowledgment is written, and is signed by the parties and their instrumental witnesses on each and every page hereof.

WITNESS MY HAND AND SEAL, this ____ day of _____ 20__ at _____, Philippines.

NOTARY PUBLIC

Doc. No. ____;
Page No. ____;
Book No. ____;
Series of 20__



Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY ADMINISTRATOR



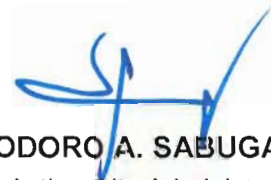
REFERRAL/ENDORSEMENT

Date : 6 July 2018

For : **Atty. REYMOND Q. VILLABLANCA**
Asst. City Legal Officer, City Legal Office

Re : The herein draft of Memorandum of Agreement between the Department of Social Welfare and Development (DSWD) and the City Government of Cagayan de Oro, relative to the Sharing of Listahan Data Base.

Action : For review and review.
Desired


TEODORO A. SABUGA-A JR
Acting City Administrator ✓

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Lourdes College, represented by Dr. Judith C. Chavez, Ph.D, School President for Academic Affairs, covering collaboration of the parties in the adoption of eight (8) street-dwellers families in the City, in relation to the latter's Social Work Program Community Extension Service, under the terms and conditions stipulated therein.

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: _____

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR

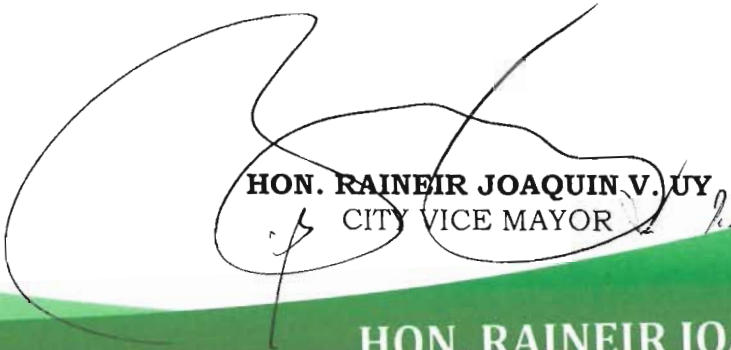


2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUL 13 2018
FROM: CMO OFFICE

SUBJECT MATTER: REQUEST FOR THE PASSAGE OF A RESOLUTION AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO REPRESENT THE CITY GOVERNMENT AND TO SIGN THE MEMORANDUM OF AGREEMENT (MOA), IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE (LCE), WITH LOURDES COLLEGE, TO BE REPRESENTED BY DR. JUDITH C. CHAVEZ, Ph.D., COVERING THE COLLABORATION OF THE PARTIES IN THE ADOPTION OF EIGHT (8) STREET-DWELLER FAMILIES IN THE CITY FOR A FOCUSED CASE MANAGEMENT PROJECT INTENDED TO UPLIFT THEIR LIVING CONDITIONS.

ACTION: REFER TO COMMITTEE ON **SOCIAL SERVICES.**


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Communication Number: 2018-1795

Date: 07/12/2018

Receiver: JESSAMINE

From: CMO

Subject: REQUEST FOR THE PASSAGE OF A RESOLUTION AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO REPRESENT THE CITY GOVERNMENT AND TO SIGN THE MEMORANDUM OF AGREEMENT (MOA), IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE (LCE), WITH LOURDES COLLEGE, TO BE REPRESENTED BY DR. JUDITH C. CHAVEZ, Ph.D., COVERING THE COLLABORATION OF THE PARTIES IN THE ADOPTION OF EIGHT (8) STREET-DWELLER FAMILIES IN THE CITY FOR A FOCUSED CASE MANAGEMENT PROJECT INTENDED TO UPLIFT THEIR LIVING CONDITIONS.

Respectfully referred to **COMMITTEE ON SOCIAL SERVICES**
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: *August 2, 2018*

Recommending for approval: Committee on Laws and Rules

HON. REUBEN R. DABA
Chairperson

HON. MARIA LOURDES S. GAANE
Vice Chairperson

HON. EDNA M. DAHINO
Member

HON. GEORGE S. GOKING
Member

HON. JAY R. PASCUAL
Member

HON. SUZETTE MAGTAJAS-DABA
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
City of Cagayan de Oro
CITY CHIEF EXECUTIVE DEPARTMENT

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY CHIEF EXECUTIVE
Date Received: June 12, 2018
By: [Signature]
[Signature] - Saint James
Date: [Signature]

cagayan de Oro
city of golden friendship

June 18, 2018

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

SUBJECT: REQUEST FOR THE PASSAGE OF A RESOLUTION AUTHORIZING CITY MAYOR OSCAR S. MORENO TO REPRESENT THE CITY GOVERNMENT AND TO SIGN THE MEMORANDUM OF AGREEMENT (MOA), IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE (LCE), WITH LOURDES COLLEGE, TO BE REPRESENTED BY DR. JUDITH C. CHAVEZ, PH.D., COVERING THE COLLABORATION OF THE PARTIES IN THE ADOPTION OF EIGH (8) STREET-DWELLER FAMILIES IN THE CITY FOR A FOCUSED CASE MANAGEMENT PROJECT INTENDED TO UPLIFT THEIR LIVING CONDITIONS

LADIES AND GENTLEMEN:

This refers to the Memorandum of Agreement (MOA) to be entered into by and between the City Government of Cagayan de Oro, to be represented by the undersigned, as the local chief executive (LCE), with the Lourdes College, to be represented by Dr. Judith C. Chavez, Ph.D., covering the collaboration of the parties in the adoption of eight (8) street-dweller families in the city identified by the City Welfare and Development Office as qualified beneficiaries for a focused case management project intended to uplift their living conditions.

In this regard, we respectfully request the honorable body to pass a Resolution authorizing the undersigned, to represent the local government unit and to sign the MOA in its behalf. A draft copy of the MOA is attached herewith for your perusal.

Hoping for your favorable response on this request.

Thank you.

Truly yours,

[Signature]
OSCAR S. MORENO
City Mayor [Signature]

2nd Floor, Executive Building, City Hall
Gen. Capistrano cor. J. Gaerlan Sts.
Tel. No. 857-758
Email address: osm.cdo@gmail.com



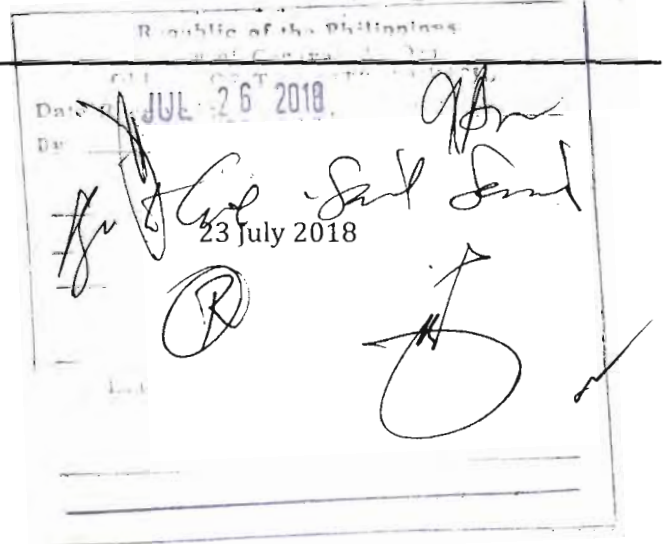
Republic of the Philippines
City of Cagayan de Oro
CITY LEGAL OFFICE

**cagayan
de Oro**
city of golden friendship

HON. REUBEN R. DABA

Chairman
Committee on Social Services
City Council
Cagayan de Oro City

THRU: **MARIETTA A. PALAGBAS**
Local Legislative Staff Officer V
Chief, Executive Committees Division
City Council
Cagayan de Oro City



Dear Hon. Daba:

This has reference to your letter dated 17 July 2018 which was referred to this Office relative to the request of the Honorable City Mayor Oscar S. Moreno for a passage of a resolution authorizing City Mayor Oscar S. Moreno to represent the City Government and to sign the Memorandum of Agreement (MOA) in his capacity as Local Chief Executive (LCE), with Lourdes College, covering the collaboration of the parties in the adoption of eight (8) street-dweller families in the City for a focused case management project intended to uplift their living conditions.

In this connection, kindly be informed that upon thorough review and study of the attached Memorandum of Agreement, this Office finds the same to be in legal order and poses no legal objection to its execution. However, it is recommended for the Committee to secure the opinion of the City Social Welfare and Development (CSWD) considering the undertaking of the Local Government Unit (LGU) to provide financial assistance in order to effectively implement the MOA.

For your guidance and information.

ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer

Noted by:


ATTY. JOSE B. SABANAL
Executive Overseer
City Legal Office

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement (MOA) is entered into by and between:

LOURDES COLLEGE is a Filipino, Catholic and RVM school, dedicated to develop the personal values system of very member of the Lourdes College community reflective of the Marian and Ignacian values; with the principal office located at Capistrano-Hayes Sts. Cagayan de Oro City, and represented herein by it School Vice President for Academic Affairs, **DR. JUDITH C. CHAVEZ, Ph.D.**, herein referred as "**LOURDES COLLEGE**";

and

The **CITY GOVERNMENT OF CAGAYAN DE ORO**, a local government unit created under R.A. 521, with office address at the 2nd Flr., Executive Bldg., City Hall Compound, and represented by the City Mayor, **HON. OSCAR S. MORENO**, by virtue of the authority granted to him under City Resolution No. _____, dated _____, 2018 and herein referred to as "**CDO**";

Witnesseth:

WHEREAS, LOURDES COLLEGE is a Filipino, Catholic and RVM school committed in providing quality Christian education to students. The school's mission is aimed at nurturing faith in God, developing attitudes for humble service and building passion for excellence;

WHEREAS, LOURDES COLLEGE, through the Social Work Program Community Extension Service aims to adopt at least eight (8) street families for focused case management in order to improve their social functioning and enable them to become productive members of society.

WHEREAS, CDO, under the present administration is committed in enhancing the delivery of social services in the local government unit;

WHEREAS, CDO, is desirous to collaborate with the other stakeholders in the implementation of programs, projects and activities for a more effective local governance;

WHEREAS, CDO, through the City Social Welfare and Development Department, is the "Heart and Conscience of the City" and the lead office in social protection and the empowerment programs for the least privileged, marginalized and vulnerable sectors of the community, that they may become self-reliant and attain sustainable total development;

NOW, THEREFORE, in spirit of cooperation and in support of the developmental programs of the city is to jointly take efforts that promote the welfare and development of Cagayan de Oro City citizens and in particular, the street families in the City. The **PARTIES** herein agree to undertake the following efforts;

ARTICLE I PURPOSE OF MOA

The purpose of this MOA is to promote the welfare and development of the targeted eight (8) street families identified by the City Social Welfare and Development Office. This engagement involves case management services which include sharing of resources,

collaborative interventions and outreach programs and strategies and aims to achieve the following objectives:

1. To provide case management services to the identified street families;
2. To link/refer street families to access relevant resources/services from the community;
3. To restore the social functioning of each members of the street families by addressing the bio psychosocial/spiritual aspect with activities which may involve the following:
 - a. Provision of financial, medical and food support assistance;
 - b. Education of parents on effective parenting skills;
 - c. Raising the level of awareness of children on their rights;
 - d. Organize street education, games and sports events;
 - e. Series of psychosocial processing activities;
 - f. Recollection/retreat/catechism; and
 - g. Conduct of feasibility studies for possible financial capital assistance.
4. To enable parents and adult members of the family to become economically self-reliant; and
5. To find alternative solutions which empower these families and allow them stay out of the streets.

ARTICLE II RESPONSIBILITIES OF THE PARTIES

A. RESPONSIBILITIES OF LOURDES COLLEGE:

1. Provide needed resources such as venue, food, resource persons and other material assistance needed in the conduct of identified intervention activities;
2. Coordinate with CSWD Officer in-Charge in the conduct of interviews, home visits, profiling, assessment and intervention or other support services as part of the case management of the targeted street families;
3. Provide activities relevant to the needs of the identified street families which includes conduct of seminars, outreach, home visits, group work, recollections and psychosocial processing activities; and
4. Oversee the overall implementation of the activities in cooperation with CSWDO.

B. RESPONSIBILITIES OF CDO:

1. Provide focal person who will assist students in the conduct of collaborative interventions;
2. Provide transportation and other support to students and the beneficiaries for the success of the activities;
3. Provide input to students assigned to help in the case management of the targeted families;
4. Provide financial assistance if needed in the conduct of intervention activities;
5. Provide conducive venue for the conduct of intervention activities; and
6. Coordinate with other agencies for resource sharing that may further support the activities.

**ARTICLE III
COOPERATIVE RESPONSIBILITIES**

For and in consideration of the mutual support to be provided to the eight (8) Targeted street family beneficiaries, the Parties acknowledge the collaboration would complement the efforts in promoting the welfare and development of the beneficiaries, and shall:

1. Actively provide feedback and update during conduct of activities to track progress and improvement of interventions;
2. Actively support and participate in the conduct of collaborative interventions to the beneficiaries;
3. Jointly scout resources that would link the beneficiaries to needed services and programs; and
4. Jointly monitor to track progress of beneficiaries before the end of term of MOA.

**ARTICLE IV
TERMS AND RIGHT OF TERMINATION**

This MOA shall take effect upon signing hereof. Either Party may terminate this MOU by providing a written 30-day notice to the other Party. This MOA shall expire on March 2020 and may be, by written mutual agreement, extended for an additional term as deemed appropriate.

**ARTICLE V
SIGNATORY AUTHORITY FOR MODIFICATION**

Any modification to this MOA must be made in writing executed by an authorized representative of each party.

IN WITNESS WHEREOF, the parties hereto shall affix their signatures on this ____ day of _____ 2018 in Cagayan de Oro City.

LOURDES COLLEGE

**CITY GOVERNMENT OF CAGAYAN
DE ORO**

By:

By:

DR. JUDITH C. CHAVEZ, Ph.D.
Vice-President For Academic Affairs

HON. OSCAR S. MORENO
City Mayor

Signed in the presence of:

TEODORO A. SABUGA-A, JR.
Acting City Administrator
In-Charge City Social Welfare
and Development Department

NEL K. LABRADOR
Program Coordinator
Lourdes College Social Work
Development Department

ACKNOWLEDGMENT

Republic of the Philippines)
Cagayan de Oro City) S.S.

BEFORE ME, a Notary Public in and for and in the above jurisdiction, personally
appeared this ____ day of _____ 2018.

Name	Government-issued I.D. and Number
------	-----------------------------------

- | | |
|---------------------|---|
| 1. Oscar S. Moreno | - Phil. Passport with Control No. EB947666; Expiry date: 28/10/18 |
| 2. Judith C. Chavez | - Phil. Passport with Control No. E5021164; Expiry date: 12/08/20 |

both known to me to be the same persons who executed the foregoing Memorandum of Understanding consisting of four (4) pages including this page on which this Acknowledgement appears, and they acknowledged to me that same is their free and voluntary act and deed as well of the corporation/juridical entities represented.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the date and place mentioned above.

Doc. No. ____;
Page No. ____;
Book No. ____;
Series of 2018.

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From

Date:

SUBJECT MATTER Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Philippine Fiber Industry Development Authority, represented by Regional Director Aida M. Robas, covering the implementation of Abaca Seedling Propagation Project in San Simon Nursery, this City, under the terms and conditions stipulated therein.

+

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: _____

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUL 13 2018
FROM: AGRICULTURE'S OFFICE

SUBJECT MATTER: MEMORANDUM OF AGREEMENT (MOA) TO BE EXECUTED BY AND BETWEEN THE CLGU OF CAGAYAN DE ORO AND THE PHILIPPINE FIBER INDUSTRY DEVELOPMENT AUTHORITY FOR THE IMPLEMENTATION OF ABACA SEEDLING PROPAGATION PROJECT IN SAN SIMON NURSERY; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS A RESOLUTION AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

ACTION: REFER TO COMMITTEE ON **AGRICULTURE & FISHERIES.**

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Communication Number: 2018-1792

Date: 07/12/2018

Receiver: JESSAMINE

From: CITY AGRICULTURE OFFICE

Subject: MEMORANDUM OF AGREEMENT (MOA) TO BE EXECUTED BY AND BETWEEN THE CLGU OF CAGAYAN DE ORO AND THE PHILIPPINE FIBER INDUSTRY DEVELOPMENT AUTHORITY FOR THE IMPLEMENTATION OF ABACA SEEDLING PROPAGATION PROJECT IN SAN SIMON NURSERY; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS A RESOLUTION AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

Respectfully referred to **COMMITTEE ON AGRICULTURE & FISHERIES**
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: 7/25/18

Un- Recommending Approval

HON. ANNIE Y. DABA
Chairperson

HON. JAY R. PASCUAL
Vice Chairperson

HON. ENRICO D. SALCEDO
Member

HON. LORDAN G. SUAN
Member

HON. SUZETTE MAGTAJAS-DABA
Member

HON. TEODULFO E. LAO, JR.
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



July 2, 2018

**THE HONORABLE PRSEIDING OFFICER, and
THE HONORABLE MEMBERS OF THE SANGGUNIANG PANLUNGSOD
Cagayan de Oro City**

Sir/Ma'am:

Respectfully endorsing herein attached Memorandum of Agreement (MOA) to be executed by and between the CLGU Cagayan de Oro and the Philippine Fiber Industry Development Authority for the implementation of **Abaca Seedling Propagation Project in San Simon Nursery** to duly reviewed by the City Legal Office.

We would like to request the City Council for a resolution authorizing Hon. Oscar S. Moreno to sign the Memorandum of Agreement.

Thank you.

Very truly yours,


OSCAR S. MORENO
City Mayor



25 June 2018

HECTOR R. SAN JUAN
City Agriculturist
City Agriculture Office

Dear Mr. San Juan:

GREETINGS!

This is in response to your endorsement dated 19 June 2018 seeking for review and recommendations on the Memorandum of Agreement (MOA) between the Philippine Fiber Industry Development Authority and the LGU of Cagayan de Oro City for the implementation of Abaca Production Project at San Simon Nursery.

In this connection, kindly be informed that this Office has thoroughly reviewed the above-mentioned set of documents and finds the application legally sound and thus pose no legal objection to the same, save the following observations which are recommended to be incorporated in the MOA:

1. A provision may be added indicating that all the parties are readily available for a conference to discuss certain concerns or issues that may arise during the duration of the effectivity of this MOA;
2. In addition, it may also be provided that none of the parties shall assign or transfer all or any part of its rights under the agreement without the prior written consent of the party concerned;
3. It may also contain a provision that any amendment, modification, addition, or deletion of any provision in the agreement shall be agreed upon by the parties in writing;
4. Another provision on settlement of disputes, specifying that the parties shall exert effort to settle disputes amicably any dispute out of or in connection with this agreement, may also be added.



Accordingly, the provision that should the parties fail to settle amicably, the regular court or competent quasi-judicial bodies of

Cagayan de Oro City shall have the sole and exclusive jurisdiction over any disputes or claims that may arise, may further be included.

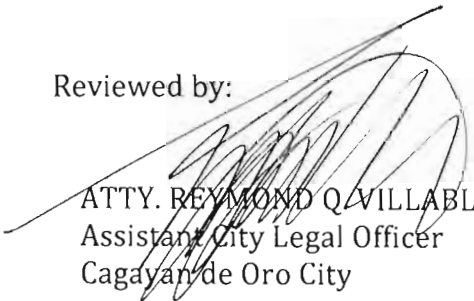
It is furthermore recommended that an Ordinance authorizing the City Mayor to sign the MOA be requested, pursuant to Sec. 455 (vi)¹ of the Local Government Code.

For your guidance and information.

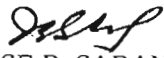
Prepared by:


ATTY. KIRSTEN KATE F. CALVO, CPA
Attorney IV
City Legal Office

Reviewed by:


ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer
Cagayan de Oro City

Noted:


ATTY. JOSE B. SABANAL
Executive Overseer, City Legal Office
Cagayan de Oro City

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

xx

xx

(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
City of Cagayan de Oro
CITY AGRICULTURE OFFICE



June 19, 2018

ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer
Cagayan de Oro City



Sir:

Endorsing herein attached Memorandum of Agreement (MOA) by and between the Philippine Fiber Industry Development Authority and the LGU of Cagayan de Oro City for the implementation of Abaca Production Project at San Simon Nursery.

For your review and endorsement.

Thank you.

Respectfully,


HECTOR R. SAN JUAN, DVM
City Agriculturist

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This agreement is made and entered into by and between:

The **Philippine Fiber Industry Development Authority**, an agency of the Department of Agriculture mandated to promote the accelerated growth and development of Philippine Natural Fiber Industry by virtue of Executive Order No. 366 dated October 4, 2014, with office address at Door 2 Foronda Building, Abellanosa St., Barangay 25, Cagayan de Oro City, represented herein by its **Regional Director, Aida M. Robas**, hereinafter referred to as "**LEAD AGENCY**".

-and-

The **Local Government Unit of Cagayan de Oro City**, a government office existing under the laws of the Republic of the Philippines, with office address at City Hall Capistrano Street, Corner Gaerlan St., Cagayan De Oro City herein represented by its **City Mayor, Hon. Oscar S. Moreno**, hereinafter referred to as "**PARTNER LGU**".

WITNESSETH

WHEREAS, abaca has ready market and the supply of fiber is at far from the demand where in fact, the largest abaca pulp mill in the world located within Northern Mindanao region, the Newtech Pulp Inc. at Barangay Ma. Cristina, Baloi, Lanao del Norte got only about 60% abaca supply out of their total requirement annually;

WHEREAS, abaca is a an export commodity contributing an about US\$130.3M in 2016 to the country's dollar earnings from which the Philippines supplied an about 86% of the total world requirement;

WHEREAS, the **LEAD AGENCY** is mandated to promote the growth and development of abaca industry in Northern Mindanao region through the Fiber Development Program, of which one of the activities is to produce and distribute high quality abaca planting materials to farmers and farmer's organizations region-wide;

WHEREAS, the **PARTNER LGU** aimed to produce high quality seedlings for dispersal to farmers in the barangays through the City Agriculture Office who assisted farmers in improving their agricultural productivity thru farmer's organization;

WHEREAS, the **PARTNER LGU** has available 1 unit green house facility (1,000 sq. m.) equipped with overhead irrigation facility, equipment and other resources that is very suitable for nursery use in massive propagation and production of seed-derived abaca seedlings;

NOW, THEREFORE, for and in consideration of the foregoing premises, the **LEAD AGENCY** and the **PARTNER LGU** agree and stipulate the following:

A. THE LEAD AGENCY SHALL:

1. Provide the regular coordination and supervision of nursery activities, such as: sowing, bagging, pricking and planting, care of seedlings, hardening, and dispersal;
2. Provide quality seeds of abaca for propagation of desirable variety(ies);
3. Provide additional labor for bagging, pricking and planting into the bags;
4. Provide additional materials necessary for the production of seedlings;
5. Allocate 30% of hardened abaca seedlings to the PARTNER LGU for their own dispersal;
6. Provide technical training on improved abaca production to the intended beneficiaries of the PARTNER LGU prior to dispersal of seedlings;
7. Provide technical assistance and supervision of beneficiaries in its abaca production business and assist them in linking direct market of fiber produce;
8. Provide report of total production and dispersal to the PARTNER LGU through the City Agriculture Office; and
9. Entitled to take 70% share of the total hardened abaca seedlings and facilitate the distribution to interested farmers region-wide.

B. THE PARTNER LGU SHALL:

1. Provide access to use 1 unit green house (1,000 sq. m.) equipped with functional irrigation facility for massive propagation, and production of seed derived abaca seedlings by the LEAD AGENCY;
2. Provide supply of water, power, soil media, organic and inorganic fertilizer, fungicide, insecticide, growth hormone and polyethylene bags for use in mass propagation and production of abaca seedlings;
3. Provide access to the LEAD AGENCY and its clients to the PARTNER LGU's farmers training hall as well as the nursery during training and exposure of farmers and agricultural technicians;
4. Assign personnel and/or laborer(s) to take care of seedlings until ready for disposal and do necessary maintenance of the nursery; and
5. Disperse the 30% share of hardened abaca seedlings to its constituents or intended beneficiaries; and
6. Provide list of beneficiaries to the LEAD PARTNER for technical assistance.

D. DURATION

This agreement shall take effect immediately upon signing hereof and shall continue for a period of three (3) years. Unless otherwise advised in writing by either party, this agreement shall automatically be renewable for the same period under the same terms and conditions. Notwithstanding the foregoing, the LEAD AGENCY and PARTNER LGU reserve the right to terminate this agreement, subject to a fifteen (15) days prior written notice to the other party.

E. MISCELLANEOUS

This agreement shall be governed by and constructed in accordance with laws of the Republic of the Philippines.

IN WITNESS WHEREOF, the PARTIES, with full power and authority to enter into this Agreement in behalf of the entity they each represent, have signed this agreement on this _____ day of _____, 2018 at _____.

BY:

PHIL. FIBER INDUSTRY DEVELOPMENT
AUTHORITY REGIONAL OFFICE-X,
CAGAYAN DE ORO CITY

LOCAL GOVERNMENT UNIT OF
CAGAYAN DE ORO CITY

AIDA M. ROBAS
Acting Director-II

OSCAR S. MORENO
City Mayor

IN WITNESS HEREOF:

ENGR. ROQUE S. PEPITO
Supervising FDO

DR. HECTOR R. SAN JUAN
City Agriculturist
Cagayan de Oro City

ACKNOWLEDGEMENT

Republic of the Philippines)
City of _____) s.s

BEFORE ME, a Notary Public for the City of _____ this
_____ day _____, 2018 personally appeared the following:

Name	I.D. No.	Issuing Agency
AIDA M. ROBAS		
OSCAR S. MORENO		

All parties known to me to be the same persons who executed the foregoing agreement consisting of FOUR (4) pages including this page wherein this acknowledgement is written and signed on each and every page hereof by the parties and their instrumental witness and acknowledged as the entities represented.

WITNESS MY HAND AND SEAL.

Doc. No. _____
Page No. _____
Book No. _____
Series of 2018



Hector San Juan

1st Endorsement
July 2, 2018

Ben 9 July 18

Respectfully forwarded to **HON. OSCAR S. MORENO**, City Mayor, this city, herein attached letter endorsements to the City Council for the implementation of Abaca Seedling Propagation Project at the San Simon Nursery duly reviewed by the City Legal Office with their recommendations to incorporate observations in the MOA. For your approval. Thank you.

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY AGRICULTURIST
Date Received: **JUL 11 2018**
By: *[Signature]*
ACTION: *[Signature]*
Date: *[Signature]*

[Signature]
HECTOR R. SAN JUAN, DVM
City Agriculturist

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Department of Agriculture Regional Field Office -10, represented by OIC-Regional Director Carlene C. Collado, and the Mambuaya Agrarian Reform Beneficiaries Multi-purpose Cooperative, represented by its Chairman, Delio R. Bangcoyo, covering the grant to the City Government of One (1) Unit Cassava Granulator, as recipient of its Corn/Cassava Program, this City, under the terms and conditions stipulated therein, so as to incorporate therein the recommendations of the City Legal Office dated June 25, 2018.

+

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Aug 3, 2018

✓ for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



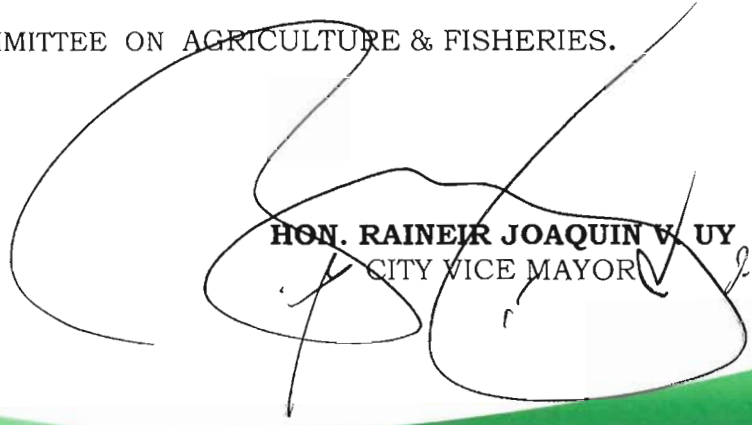
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUL 16 2018,

FROM: CMO OFFICE

SUBJECT MATTER: MEMORANDUM OF AGREEMENT (MOA) TO BE EXECUTED BY AND BETWEEN THE CLGU OF CAGAYAN DE ORO, THE DEPARTMENT OF AGRICULTURE RFO-10 AND MAMBUAYA AGRARIAN REFORM BENEFICIARIES MPC FOR THE GRANT ONE (1) UNIT CASSAVA GRANULATOR; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS AN ORDINANCE AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

ACTION: REFER TO COMMITTEE ON AGRICULTURE & FISHERIES.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN
City Vice Mayor



Communication Number: 2018-1797

Date: 07/12/2018

Receiver: JESSAMINE

From: CMO

Subject: MEMORANDUM OF AGREEMENT (MOA) TO BE EXECUTED BY AND BETWEEN THE CLGU OF CAGAYAN DE ORO, THE DEPARTMENT OF AGRICULTURE RFO-10 AND MAMBUAYA AGRARIAN REFORM BENEFICIARIES MPC FOR THE GRANT ONE (1) UNIT CASSAVA GRANULATOR; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS AN ORDINANCE AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

Respectfully referred to **COMMITTEE ON AGRICULTURE & FISHERIES**
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: 7/20/18

Un-recommending approval

HON. ANNIE Y. DABA
Chairperson

HON. JAY R. PASCUAL
Vice Chairperson

HON. ENRICO D. SALCEDO
Member

HON. LORDAN G. SUAN
Member

HON. SUZETTE MAGTAJAS-DABA
Member

HON. TEODULFO E. LAO, JR.
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



June 29, 2018

**THE HONORABLE PRSEIDING OFFICER, and
THE HONORABLE MEMBERS OF THE SANGGUNIANG PANLUNGSOD
Cagayan de Oro City**

Sir/Ma'am:

Respectfully endorsing herein attached Memorandum of Agreement (MOA) to be executed by and between the CLGU Cagayan de Oro, the Department of Agriculture RFO No. 10 and Mambuaya Agrarian Reform Beneficiaries MPC for the grant **one (1) unit Cassava Granulator** to duly reviewed by the City Legal Office.

We would like to request the City Council for a resolution authorizing Hon. Oscar S. Moreno to sign the Memorandum of Agreement.

Thank you.

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

Date Received: *2.14*
By: *[Signature]* JUL 12 2018

for to City & Agriculture

Very truly yours,
[Signature]
OSCAR S. MORENO
City Mayor

ARTURO S. DE SAN MIGUEL
City Council Secretary



26 June 2018

HECTOR R. SAN JUAN
City Agriculturist
City Agriculture Office

Dear Mr. San Juan:

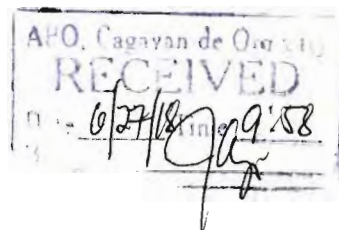
GREETINGS!

This is in response to your endorsement dated 18 June 2018 seeking for review and recommendations on the Memorandum of Agreement (MOA) between the Department of Agriculture RFO 10, Mambuaya Agrarian Reform Beneficiaries Multi-purpose Cooperative and the LGU of Cagayan de Oro City for the grant of one (1) unit Cassava Granulator.

In this connection, kindly be informed that this Office has thoroughly reviewed the above-mentioned set of documents and finds the application legally sound and thus pose no legal objection to the same, save the following observations which are recommended to be incorporated in the MOA:

1. A provision may be added indicating that all the parties are readily available for a conference to discuss certain concerns or issues that may arise during the duration of the effectivity of this MOA;
2. In addition, it may also be provided that none of the parties shall assign or transfer all or any part of its rights under the agreement without the prior written consent of the party concerned;
3. Another provision on settlement of disputes, specifying that the parties shall exert effort to settle disputes amicably any dispute out of or in connection with this agreement, may also be added.

Accordingly, the provision that should the parties fail to settle amicably, the regular court or competent quasi-judicial bodies of Cagayan de Oro City shall have the sole and exclusive jurisdiction over any disputes or claims that may arise, may further be included.



It is furthermore recommended that an Ordinance authorizing the City Mayor to sign the MOA be requested, pursuant to Sec. 455 (vi)¹ of the Local Government Code.

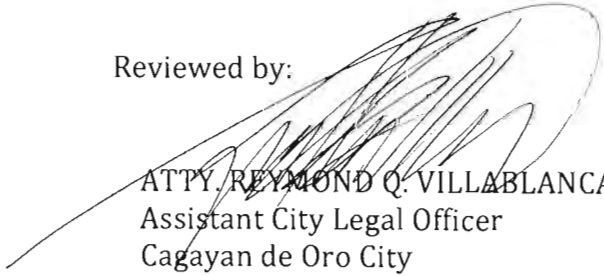
Lastly, may I direct your attention to a possible oversight in the Acknowledgment part of the MOA (last paragraph) where it states that: This instrument consists of five (5) pages, xxx, is signed by both parties xxx. The MOA is between three parties; hence signed by *all parties* may be more appropriate.

For your guidance and information.

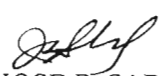
Prepared by:


ATTY. KIRSTEN KATE F. CALVO, CPA
Attorney IV
City Legal Office

Reviewed by:


ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer
Cagayan de Oro City

Noted:


ATTY. JOSE B. SABANAL
Executive Overseer, City Legal Office
Cagayan de Oro City

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

xx

xx

(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
City of Cagayan de Oro
CITY AGRICULTURE OFFICE

**cagayan
de Oro**
city of golden friendship

June 18, 2018

ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer
Cagayan de Oro City



Sir:

Endorsing herein attached Memorandum of Agreement (MOA) by and between the Department of Agriculture RFO 10, the LGU of Cagayan de Oro City and Mambuaya Agrarian Reform Beneficiaries Multi-purpose Cooperative for the grant of one (1) unit Cassava Granulator.

For your review and endorsement.

Thank you.

Respectfully,


HECTOR R. SAN JUAN, DVM
City Agriculturist

**MEMORANDUM OF AGREEMENT
(CASSAVA GRANULATOR FOR CASSAVA)**

KNOW ALL MEN BY THESE PRESENTS:

This AGREEMENT is entered into by and between:

The **DEPARTMENT OF AGRICULTURE- REGIONAL FIELD OFFICE 10**, with office address at A. Luna St., Cagayan de Oro City, represented by its OIC Regional Director, **CARLENE C. COLLADO**, hereinafter referred to as "**DA**";

-and-

The **LOCAL GOVERNMENT UNIT OF CAGAYAN DE ORO CITY**, a Local Government Unit with office address at Cagayan de Oro City represented by its City Mayor **OSCAR S. MORENO SR.**, hereinafter referred to as "**LGU**";

-and-

The **MAMBUAYA AGRARIAN REFORM BENEFICIARIES MULTI-PURPOSE COOPERATIVE** with office address at Centro Mambuaya, Cagayan de Oro represented by its Chairman, **DELIO R. BANGCOYO** herein referred to as "**FA**".

WITNESSETH:

WHEREAS, the **DA - RFO X** pursuant to its mandated function of promoting agricultural development supports and undertakes activities to assist and promote RA 8435 otherwise known as **AGRICULTURE AND FISHERIES MODERNIZATION ACT OR (AFMA)** aims to strengthen the agriculture and fisheries sector through modernization, greater participation among the Farmers' Cooperative, Farmers and Fisherfolks, and Non-Governmental Organization for peoples empowerment;

WHEREAS, Section 34 of the Local Government Code of 1991 provides that Local Government Units shall promote the establishment and operation of people's and nongovernmental organizations to become active partners in the pursuit of local autonomy;

WHEREAS, the formulation and implementation of investment projects for agricultural developments concerning production, processing and marketing are within the Strategic Agriculture and Fisheries Development Zones (SAFDZs);

WHEREAS, the **DA** is implementing the **CORN/CASSAVA PROGRAM**, in which the program's thrusts are to increase corn and cassava productivity, increase competitiveness of domestic corn and cassava production and increase farm incomes by ensuring farm gate prices and the development of New Land for Yellow and White Corn Production and Cassava Production to support the Food Staple Sufficiency Plan of the Department;

WHEREAS, the **DA** will provide Cassava Granulator as grant to qualified partners/beneficiaries in the different growing areas in the country;

WHEREAS, the Farm Mechanization Component of the Program includes the provision for the Procurement of **Ten (10) units Cassava Granulator for Cassava** with an Approved Budget for the Contract (ABC) amounting to **One Million Two Hundred Eighty-Seven Thousand Pesos (Php1,287,000.00)** or at **One Hundred Twenty-Eight Thousand Seven Hundred Pesos (Php128,700.00)** per unit to be procured and distributed by **DA-RFO X** under full grant scheme;

HECTOR SAN JUAN, DVM
City Agriculturist

WHEREAS, the said LGU, intends to avail **one (1) unit Cassava Granulator for Cassava** to provide services to farmer members/constituents and whenever feasible to support its processing activities;

NOW THEREFORE, for and in consideration of the foregoing premises the parties have agreed as they hereby agree to enter into this Agreement under the following terms and conditions:

ARTICLE I PROJECT

SECTION 1. COVERAGE

This Memorandum of Agreement covers the distribution of **one (1) unit Cassava Granulator for Cassava**, a project under the **CORN PROGRAM** to be granted for _____, with an Approved Budget for the Contract (ABC) amounting to **One Hundred Twenty-Eight Thousand Seven Hundred Pesos (PhP128,700.00)** to be procured and distributed under full grant scheme with the following specifications:

- Prime mover: 8.0 hp engine, 4-stroke, water-cooled diesel engine
- Continuous power rating must not less than 85 % of the plate rating
- Capacity: 2 tons per hour
- 2 in-1 features, granulator for fresh tubers, Shredder for Cassava Stalks
- Replaceable granulator screen
- Property No.:
- Engine No.:

ARTICLE II DUTIES AND RESPONSIBILITIES OF THE PARTIES

SECTION 2. THE "DA - RFO X" SHALL:

1. **Review and verify** the prepared documents submitted by the Recipient to facilitate the project implementation;
2. **Conduct** the procurement activity in accordance with R. A. 9184 and its Implementing Rules and Regulations (IRR) as amended, the amount of **One Hundred Twenty-Eight Thousand Seven Hundred Pesos (PhP128,700.00)** for the **{1} unit Cassava Granulator for Cassava**;
3. **Pay** the 100% cost of the mechanization facility based on the bid price, directly to the winning bidder for the **{1} unit Cassava Granulator for Cassava**;
4. **Require** the Recipient to provide permanent shed for the Cassava Grater as additional counterpart;
5. **Validate and inspect** the site thoroughly before project approval to establish the existence and readiness of the project;
6. **Extend** technical services as may be needed by the recipient relative to the project preparation;
7. **Conduct** regular monitoring and evaluation before, during, and after completion of the project to ensure sustainability;
8. **Require** the recipient to utilize the **{1} unit Cassava Granulator for Cassava** in accordance with its intended use and to prioritize mechanization services belonging to the identified Cassava Cluster Areas of the recipients and shall not in any way sell, mortgage or convey the same in whatever manner;
9. **Review and evaluate** the project accomplishment report submitted by the Recipient as to the approved plans and activities of the project;
10. **Reserve** the right to intervene, institute corrective measures in case of non-compliance of the parties with the stipulations of this Agreement; and
11. **Issue** Turn-over Certificate to the Recipient upon receipt of one **{1} unit Cassava Granulator for Cassava** by the recipient.

12. Have the authority to withdraw the unit if there are violations to any of the provisions stipulated in this agreement.

SECTION 3. THE "LGU" SHALL:

1. Assist the FA in terms of technical information regarding the use of the equipment;
2. Assist the DA RFO 10 in the selection of the FA; and
3. Regularly monitor the performance of the equipment.

SECTION 4. THE "FA" SHALL:

1. Accept the (1) unit Cassava Granulator for Cassava with the following specifications:
 - Prime mover: 8.0 hp engine, 4-stroke, water-cooled diesel engine
 - Continuous power rating must not less than 85 % of the plate rating
 - Capacity: 2 tons per hour
 - 2-in-1 features, granulator for fresh tubers, Shredder for Cassava Stalks
 - Replaceable granulator screen
 - Property No.: _____
 - Engine No.: _____
2. Secure all legal documents necessary for project implementation;
3. Provide permanent shed for Farm Tractor as additional counterpart secured with proper documents to establish the ownership of the same;
4. Utilize the 4wd Farm Tractor in accordance to its intended use and to prioritize mechanization services belonging to the identified Corn Cluster Areas of the recipients and shall not in any way sell, mortgage or convey the same in whatever manner;
5. Submit monthly accomplishment report to LGU & DA RFO 10;
6. Ensure maintenance and sustainable operation of the project and ensure further for its maximum utilization in accordance to its intended use so that farmer-members/constituents will have access to the same;
7. Issue Certificate of Acceptance for the (1) unit Cassava Granulator for Cassava received after completion of the project;

ARTICLE III
GENERAL PROVISION

SECTION 5. All existing rules, policies and the provisions applicable for the Corn Program consistent with the existing Accounting, Auditing Rules and Regulations, and other government procedures and regulations shall form part of this Agreement.

ARTICLE IV
ADDITIONAL PROVISION

SECTION 6. MIGUs and/or PLGUs through the office of the Municipal/ Provincial Agriculturist shall likewise keep track of the progress of the project and for this purpose shall, from time to time, send representatives for field visit/ evaluation for recommendation to the DA-RFO X through the Corn Program in case of issues that may arise during or after the implementation of the project that may affect the sustainable operation of the same.

ARTICLE V
AMENDMENTS

SECTION 7. Any modifications or amendments in this Agreement shall be mutually agreed upon in writing by the PARTIES concerned.

HECTOR SAN JUAN, DVM
City Agriculturist

DELIA R. BANGCOYO
Chairman

ENGR. ROXANAH HOJAS, CESO IV
ARD For Operations

OSCAR S. MORENO SR.
City Mayor

CARLENE C. COLLADO, CPA
OIC Regional Director

ARTICLE VI
EFFECTIVITY

SECTION 7. This MEMORANDUM OF AGREEMENT shall take effect upon execution hereof and shall continue to be in full force and effect unless revoked in writing and shall be terminated upon satisfactory fulfillment of all terms and conditions embodied herein.

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures on the day of _____ at _____, Philippines.

DEPARTMENT OF AGRICULTURE
REGIONAL FIELD OFFICE X
(DA-RFO X)

LOCAL GOVERNMENT UNIT OF
CAGAYAN DE ORO CITY

CARLENE C. COLLADO, CPA
OIC Regional Director

OSCAR S. MORENO SR.
City Mayor

MAMBUAYA AGRARIAN REFORM
BENEFICIARIES MULTI-PURPOSE COOPERATIVE


DELIOR R. BANGCOYO
Chairman

Signed in the presence of:

ENGR. ROXANA H. HOJAS, CESO IV
Assistant Regional Director

HECTOR SAN JUAN, DVM
City Agriculturist

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
.....) S.S.
X-----X

BEFORE ME, a Notary Public for and in the this ..
day of personally appeared:

- | Name | Proof of Identity/CTC No. |
|------------------------------|---------------------------|
| 1. CARLENE C. COLLADO, CPA | <u>ID # 331-12</u> |
| 2. MAYOR OSCAR S. MORENO SR. | |
| 3. DELIO R. BANGCOYO | |

Known to me to be the same persons who executed the foregoing Memorandum of Agreement and acknowledge the same as their free and voluntary act and deed.

This instrument consists of five (5) pages including this page where this acknowledgement is written, is signed by both parties and their witnesses on each and every page thereof.

WITNESS MY HAND AND SEAL.

Notary Public

Doc. No. ;
Page No. ;
Book No. ;
Series of 2017.

HECTOR SAN JUAN, DVM
City Agriculturist

DELIO R. BANGCOYO
Chairman

ENGR. ROXANA H. HOIAS, CESO IV
ARD For Operations

OSCAR S. MORENO SR.
City Mayor

CARLENE C. COLLADO, CPA
DIC Regional Director

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER Proposed Ordinance accepting the offer of the National Housing Authority, represented by its Acting General Manager, Marcelino P. Escalada Jr., to donate to the City of Cagayan de Oro, a parcel of land (identified as NHA-CDO Bayanihan Village, Phase 1-A), with Transfer Certificate of Title No. T-137-2013002175, consisting of 15,210 square meters, situated in Macapaya, Barangay Camaman-an, this city, as relocation site of the City's Socialized Housing Program and for this purpose, authorizing the Honorable City Mayor to sign the corresponding Deed of Donation therefor.

+

Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Aug. 3, 2018

frimhson

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel. # : 854-4026 / 857-4032 / 857-2258

Communication Number: 2018-1826

Date: 07/25/2018

Receiver: JESSAMINE

From: CMO

Subject: REQUEST FOR THE GRANTING OF AUTHORITY TO CITY MAYOR OSCAR S. MORENO, IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE (LCE) OF CAGAYAN DE ORO, AS DONEE, TO SIGN THE DEED OF DONATION AND ACCEPTANCE (DODA), WITH THE NATIONAL HOUSING AUTHORITY, (NHA), AS DONOR, TO BE REPRESENTED BY ITS ACTING GENERAL MANAGER, MARCELINO P. ESCALADA, JR., COVERING THE NHA-OWNED PROPERTY (IDENTIFIED AS NHA-CDO BAYANIHAN VILLAGE, PHASE 1-A, LOCATED AT MACAPAYA, BARANGAY CAMAMAN-AN, THIS CITY.

Respectfully referred to **COMMITTEE ON SUBDIVISION AND LANDED ESTATE** 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: 8/1/18

UR- recommending approval

HON. DOMETILO C. ACENAS, JR.
Chairperson

HON. ENRICO D. SALCEDO
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. MARIA LOURDES S. GAANE
Member

HON. REUBEN R. DABA
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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

**cagayan
de Oro**
city of golden friendship

July 24, 2018

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

SUBJECT: REQUEST FOR THE GRANTING OF AUTHORITY TO CITY MAYOR OSCAR S. MORENO, IN HIS CAPACITY AS THE LOCAL CHIEF EXECUTIVE (LCE) OF CAGAYAN DE ORO, AS DONEE, TO SIGN THE DEED OF DONATION AND ACCEPTANCE (DODA), WITH THE NATIONAL HOUSING AUTHORITY (NHA), AS DONOR, TO BE REPRESENTED BY ITS ACTING GENERAL MANAGER, MARCELINO P. ESCALADA, JR., COVERING THE NHA-OWNED PROPERTY IDENTIFIED AS NHA-CDO BAYANIHAN VILLAGE, PHASE-1-A, LOCATED AT MACAPAYA, BRGY. CAMAMAN-AN, THIS CITY

LADIES AND GENTLEMEN:

This refers to the Deed of Donation and Acceptance (DODA) to be entered into by and between the City Government of Cagayan de Oro, as Donee, to be represented by the undersigned, as the local chief executive (LCE) with the National housing Authority (NHA), as Donor, covering the developed property owned by the NHA consisting of an aggregate area of 15,210 square meters more or less and embraced in TCT No. 137-2013002175, located at Macapaya, Brgy. Camaman-an, this city, identified as NHA-CDO Bayanihan village, Phase 1-A, to serve as a relocation site of the city's socialized housing program for Typhoon Sendong survivors.

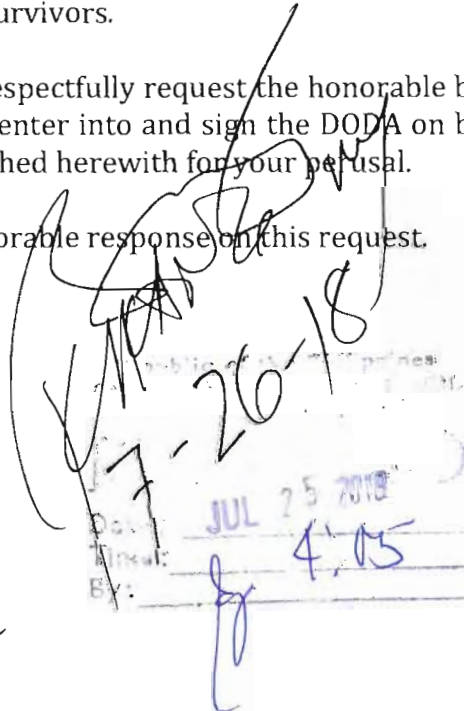
In this regard, we respectfully request the honorable body to pass a Resolution authorizing the undersigned to enter into and sign the DODA on behalf of the city government. A copy of the DODA is attached herewith for your perusal.

Hoping for your favorable response on this request.

Thank you.

Truly yours,


OSCAR S. MORENO
Mayor


JUL 25 2018
4:15

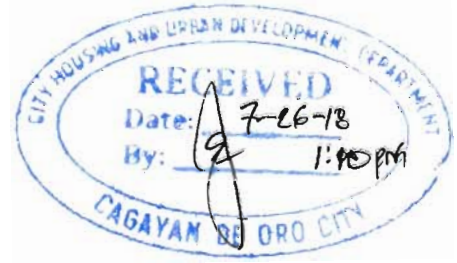
REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY VICE MAYOR
CITY OF CAGAYAN DE ORO
RECEIVED
DATE: 7-25-18
TIME: 4 pm

09976082787



July 23, 2018

Engr. ERMIN STAN B. PIMENTEL
City Housing and Urban Development Officer
City Housing and Urban Development
Ground Flr., New City Hall Bldg.



Dear Engr. Pimentel,

This refers to the 1st Indorsement, dated 16 July 2018, requesting for a legal opinion from the City Legal Office, on the draft of the Deed of Donation and Acceptance (DODA), to be entered into and signed by and between the National Housing Authority (NHA) as "Donor", to be represented by its Acting General Manager, Marcelino P. Escalada Jr., and the City Government of Cagayan de Oro City, as Donee, to be represented by the Hon. Mayor, Oscar S. Moreno covering the developed property owned by the NHA consisting of an aggregate area of 15,210 square meters more or less and embraced in TCT No. 137-2013002175, located at Macapaya, Brgy. Camaman-an, this city, to serve as a relocation site of the city's socialized housing program.

The subject DODA is a laudable collaboration between the national government and the local government to address the acute and urgent need to provide core shelter to homeless residents of the city. This is consistent to the mandate under Sec. 21, RA 7279, otherwise known as "Urban Development and Housing Act of 1992."

After a careful review of the draft of the said Deed, I find the terms and conditions therein to be in order and not contrary to law, morals, good customs, public order, or public policy.

Thank you for your kind attention.

Truly yours,


Atty. JOSE B. SABANAL
Executive Overseer
City Legal Office

**DEED OF DONATION AND ACCEPTANCE
OF NHA-CDO BAYANIHAN VILLAGE, PHASE 1A
PORPERTY LOCATED AT MACAPAYA, CAMAMAN-AN,
CAGAYAN DE ORO CITY**

KNOW ALL MEN BY THESE PRESENT:

This **DEED OF DONATION AND ACCEPTANCE** made and entered at Quezon City, Philippines, this _____ day of _____ 2018, by and between:

The **NATIONAL HOUSING AUTHORITY**, a government corporation duly created and organized by Presidential Decree No. 757 as amended, with principal office address at NHA Bldg., Quezon Memorial Elliptical Road, Diliman, Quezon City represented in this act by its Acting General Manager, **MARCELINO P. ESCALADA JR.**, hereinafter referred to as the **DONOR**;

- and -

The **CITY GOVERNMENT OF CAGAYAN DE ORO**, a chartered city duly organized and existing under the laws of the Republic Philippines, with principal office at the City Hall of Cagayan de Oro City, Misamis Oriental, represented in this act by its **CITY MAYOR OSCAR S. MORENO** hereinafter referred to as the **DONEE**;

WITNESSETH: that

WHEREAS, the **DONOR** acquired a Parcel of land with an aggregate area of 15,210 square meters more or less located at Macapaya, Camaman-an, Cagayan de Oro City embraced in TCT No. 137-2013002175 intended for "TS" Sendong survivors ("the Subject Property");

WHEREAS, on January 22, 2016 the land development of NHA-CDO Bayanihan Village, Phase-1A was fully completed as funded under the Resettlement Assistance Program;

WHEREAS, pursuant to Sec. 31 of Presidential Decree No. 957 as amended by Sec. 2. P. D. 1216, the owner or developer of a subdivision shall provide adequate roads, alleys and open spaces for public purposes, the donation of which to the City where the same belongs and the acceptance of said donation is mandatory;

WHEREAS, the NHA-CDO Bayanihan Village, Phase-1A was successfully developed, more particularly described in the duly approved subdivision plan by DENR-LMS, as follows;

Lot : 24962-C, PSD-10-034770
Portion of Lot : 24956, CAD-237, Cagayan Cadastre

Signed in the presence of

CITY GOVERNMENT OF CAGAYAN DE ORO

By:

HON. OSCAR S. MORENO

City Mayor

NATIONAL HOUSING AUTHORITY

By:

MARCELINO P. ESCALADA, JR.

General Manager

Boundaries :

NW., along line 1-2-3 by Lot 22125-B
SE., along line 3-4 by Road Lot
SW., along line 4-1 by Lot 24962-B
PSD-10-034770

Beginning from a point marked "1" on the plan being N., 80 deg., 49' E.,
685.47 M. from BLLM No. 37, CAD-237, Cagayan Cadastre,

THENCE:

1-2	N.,	76 deg.,	36'	E.,	89.91 M.
2-3	N.,	84 deg.,	34'	E.,	155.26 M.
3-4	S.,	53 deg.,	03'	W.,	243.05 M.
4-1	N.,	23 deg.,	22'	W.,	120.46 M.

WHEREAS, the **DONOR** has agreed to donate in favor of the **DONEE**, the Subject Property (together with any and all improvements thereon) with an aggregate area of **FIFTEEN THOUSAND TWO HUNDRED TEN (15,210) SQUARE METERS**, more or less, to be used for public purposes and the **DONEE** has agreed to accept the foregoing donation and expresses its appreciation to the **DONOR**;

NOW, THEREFORE, for and in consideration of the foregoing premises and conditions hereinafter set forth, the parties hereby agree as follows:

1. The **DONOR** hereby cedes, transfers and conveys by way of Donation, unto the **DONEE** the ownership and administration of the Subject Property, including the properties enumerated above to include yearly maintenance, operation and restoration, repair and improvement (if necessary) thereon;
2. The **DONEE** hereby declares that it accepts the herein donation and expresses its appreciation to the NHA;
3. The **DONEE** hereby commits that the road lots, open spaces, community facilities and the likes shall be used exclusively for public purposes for which they are intended and not for any other purposes;
4. The **DONEE** agrees to continue and pursue the process of obtaining individual titles on the lots covered by the Subject Property, and to arrange the construction thereon of housing units for eventual distribution to the accredited beneficiaries. Such housing units' construction may be either built by or on behalf of the **DONEE**'s account or financed by third parties. In the latter case, the financing shall be for the account of the beneficiaries;
5. The **DONEE** shall not alter or modify the use of the road lots, open spaces and community facilities in whole or in part;
6. The **DONEE** shall pay all the expenses necessary for the registration of this Deed of Donation and Acceptance and the transfer of titles in its name;

Signed in the presence of

CITY GOVERNMENT OF CAGAYAN DE ORO

NATIONAL HOUSING AUTHORITY

By:

By:

HON. OSCAR S. MORENO

City Mayor

MARCELINO P. ESCALADA, JR.

General Manager

- 7. The **DONEE** shall be responsible for the proper upkeep and maintenance of the donated road lots and alleys at its expense in accordance with RA 957 as amended by PD 1216;
- 8. The **DONEE** shall exert its effort and endeavor to cause the greening of or planting of trees along the donated road lots and open spaces;
- 9. The above restrictions and limitations shall be annotated at the back of the titles to be issued in the name of the **DONEE**.
- 10. That any violation on the conditions set forth herein will revert the donated property to the **DONOR**.

IN WITNESS WHEREOF the parties have hereunto set their hands this _____ day of _____ 2018 at _____

NATIONAL HOUSING AUTHORITY
(DONOR)
By:

CITY GOVERNMENT OF CAGAYAN DE ORO
(DONEE)
By:

MARCELINO P. ESCALADA JR.
General Manager

OSCAR S. MORENO
City Mayor

SIGNED IN THE PRESENCE OF:

ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in Quezon City, Metro Manila, this _____ day of _____, 2018 personally appeared **OSCAR S. MORENO** in his capacity as City Mayor of Local Government of Cagayan de Oro City with ID No. _____, known to me and to me known, to be the same who executed the same act and deed and the entity which he represents as his voluntary free.

This instrument, consisting of five (5) pages, including this page on which the acknowledgement is written, duly signed by the parties on each and every page hereof, refers to a Deed of Donation and Acceptance of infrastructure and open spaces in NHA-CDO Bayanihan Village Phase 1 located at Macapaya, Camaman-an, Cagayan de Oro City.

WITNESS MY HAND AND SEAL this _____ day of _____ 2018,
at _____.

Notary Public

Doc. No. _____
Page No. _____
Book No. _____
Series of 2018.

ACKNOWLEDGMENT

REPBULIC OF THE PHILIPPINES)
CITY OF CAGAYAN DE ORO) S.S.

BEFORE ME, a Notary Public for and in Quezon City, Metro Manila, this _____ day of _____, 2018 personally appeared **OSCAR S. MORENO** in his capacity as City Mayor of Local Government of Cagayan de Oro City with ID No. _____, known to me and to me known, to be the same who executed the same act and deed and the entity which he represents as his voluntary free.

This instrument, consisting of five (5) pages, including this page on which the acknowledgement is written, duly signed by the parties on each and every page hereof, refers to a Deed of Donation and Acceptance of infrastructure and open spaces in NHA-CDO Bayanihan Village Phase 1 located at Macapaya, Camaman-an, Cagayan de Oro City.

WITNESS MY HAND AND SEAL this _____ day of _____ 2018, at _____.

Notary Public

Doc. No. _____
Page No. _____
Book No. _____
Series of 2018.

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL
(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER Proposed Resolution accrediting the Federation of Coastal Barangay Fisherfolks Association for purposes of its membership in the local special bodies, pursuant to DILG Memorandum Circular No. 2016-97 and Article 64, Rule XIII of the Rules and Regulations Implementing the 1991 Local Government Code, or funding its project from the City or other sources as required under the COA Circular pertinent thereto.

+

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

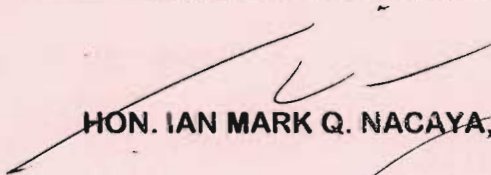
ARTURO S. DE SAN MIGUEL

City Council Secretary

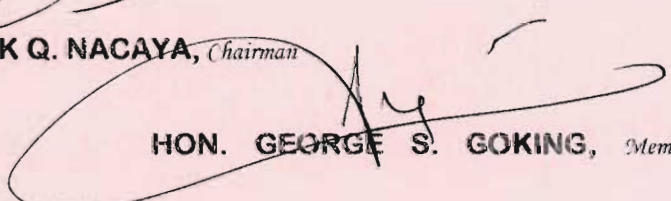
COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Aug. 3, 2018

for inclusion


HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*


HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUN 19 2018

FROM: CPDO

SUBJECT MATTER: APPLICATION FOR ACCREDITATION OF FEDERATION OF COASTAL BARANGAY FISHERFOLKS ASSOCIATION OF CAGAYAN DE ORO CITY (FEDCOBAFAC)

ACTION: REFER TO COMMITTEE ON **AGRICULTURE AND FISHERIES.**

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Communication Number: 2018-1510

Date: 03/13/2018

Receiver: JESSAMINE

From: CPDO

Subject: APPLICATION FOR ACCREDITATION OF FEDERATION OF COASTAL BARANGAY FISHERFOLKS
ASSOCIATION OF CAGAYAN DE ORO CITY (FEDCOBAFAC)

Respectfully referred to **COMMITTEE ON AGRICULTURE & FISHERIES**
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: 7/30/18

CR - recommending approval

[Signature]
HON. ANNIE Y. DABA
Chairperson

[Signature]
HON. JAY R. PASCUAL
Vice Chairperson

[Signature]
HON. ENRICO D. SALCEDO
Member

HON. LORDAN G. SUAN
Member

HON. SUZETTE MAGTAJAS-DABA
Member

HON. TEODULFO E. LAO, JR.
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



Republic of the Philippines
City of Cagayan de Oro
**CITY PLANNING AND
DEVELOPMENT OFFICE**

3rd Floor, South Wing
Administrative Building
City Hall Compound,
Capistrano and Hayes Streets
9000 Cagayan de Oro City
Philippines
Tel. Nos. 857-3148 & 857-2264



Date: *MAR 13 2018*

By: *[Signature]*

March 13, 2018

Mr. ARTURO S. DE SAN MIGUEL

Secretary
Sangguniang Panlungsod
Cagayan de Oro City

ARTURO S. DE SAN MIGUEL
City Council Secretary

Sir:

I am forwarding herewith the application of **FEDERATION OF COASTAL BARANGAY FISHERFOLKS ASSOCIATION OF CAGAYAN DE ORO CITY (FEDCOBAFAC), INC.** for accreditation and selection of their representative to the local special bodies after finding it has complied with all the administrative requirements that would qualify the civil society organization for endorsement to the City Council.

Thank you very much.

Very truly yours,

[Signature]
ENGR. ISIDRO G. BORJA
City Planning and Dev't Coordinator



**FEDERATION OF COASTAL BARANGAYS FISHERFOLK
ASSOCIATIONS OF CAGAYAN DE ORO CITY,
(FEDCOBAFAC), INC.**

Cagayan de Oro City
FOUNDED JANUARY 28, 1998

**ELECTED OFFICERS
2016 - 2019**

FLORENCIO V. CEBALLOS, JR.
President

NELSON Y. LABIANO
Vice-President

LILIAN L. ANTIGUA
Secretary

DAYLINDA L. SABELLANO
Treasurer

ROMULO V. TUBLE
Auditor

**PRESS INFORMATION
OFFICERS (P.I.O.)**

1. **DEOGRACIAS A. MAGDALE**
2. **ELVERT P. CAINGIN**

BOARD OF DIRECTORS

1. **SALDY U. SAYSON**
2. **JULITO G. CASILAC**
3. **RONIE D. PAASA**

MATTHEW 4:19
"JESUS SAID, COME
FOLLOW ME, I WILL MAKE
YOU FISHERS OF MEN."

November 6, 2017

HON. RAINIER JOAQUIN "KIKANG" UY
City Vice Mayor
Cagayan de Oro City

Dear Vice Mayor Uy,

Greetings in the name of our Lord!

Please be informed that our Federation of Coastal Barangays Fisherfolk Associations of Cagayan de Oro City (FEDCOBAFAC), through its officers and members will apply for an accreditation in the City Planning through your office.

By this letter, in behalf of my co-officers and members of Fisherfolk Federation FEDCOBAFAC may I apply for an accreditation in the City Planning Department Office in order the City Government of Cagayan de Oro will provide us livelihood projects for the benefit of our members that can sustain their daily needs. Your whole hearted support by means of approving this letter of application is in one way or another someday will help alleviate our living conditions.

Hoping for your kind and favorable action on this letter.

Thank you very much, God bless you and more power.

Very truly yours,

FLORENCIO V. CEBALLOS JR.
President

c.c. File

GOD BLESS THE FEDERATION

Application Form for Accreditation

Name of Organization FEDERATION OF COASTAL BRGYS. FISHERFOLK ASSO. OF CAG. DE ORDO CITY
Address CITY AGRICULTURE OFFICE, CITY HALL CAG. DE ORDO CITY (FEDCOBAFAC)
Contact No. 09051661474
Date Organized JAN. 28, 1998 Date Registered JULY 2,

Registering Agency (Check appropriate box)
☐ Securities and Exchange Commission
☐ Cooperatives Development Authority
☐ Department of Labor and Employment
☐ Department of Social Welfare and Development
☒ Others Please specify → NONE OF THE ABOVE

Organizational Level (Check applicable box)
☐ Barangay-Based
☐ Chapter
☐ Affiliate of a larger organization
☒ Others (Please specify) SUPPORTED BY CITY AGRI OFFICE

Purposes/Objectives. (Use additional sheets if necessary)
THE PURPOSE OF THE REGISTRATION WAS IN ORDER OUR FEDERATION OF FISHERFOLK ASSOCIATIONS WILL OR CAN AVAIL THE LIVELIHOOD PROTECTS OF OUR GOV'T. FOR SINCE IT WAS ORGANIZED LAST JAN. 28, 1998, DESPITE OF THE CAMPAIGN OF THE PERSONNEL FROM THE CITY PLANNING OFFICE TO LET OUR FEDERATION APPLY FOR ACCREDITATION BUT IT WAS IGNORED BY PAST PRESIDENTS.

CY ____

Projects	Costs	Beneficiaries	Status
NO LIVELIHOOD PROTECTS			

Project Financing (sources or Schemes)

NO LIVELIHOOD PROJECTS



Republic of the Philippines
SECURITIES AND EXCHANGE COMMISSION
SEC Building, EDSA, Mandaluyong City
Metro Manila
CAGAYAN DE ORO EXTENSION OFFICE

SEC Reg. No. H199800386

CERTIFICATE OF INCORPORATION

KNOW ALL MEN BY THESE PRESENTS:

This is to certify that the Articles of Incorporation and By-Laws of

**FEDERATION OF COASTAL BARANGAY FISHERFOLKS ASSOCIATION
OF CAGAYAN DE ORO CITY (FEDCOBAFAC), INC.**

were duly registered by the Commission on this date upon the issuance of this Certificate of Incorporation in accordance with the Corporation Code of the Philippines (Batas Pambansa Blg. 68), approved on May 1, 1980 and copies of said Articles and By-Laws are hereto attached.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of this Commission to be affixed at Cebu City, Philippines, this 12th day of August, Nineteen Hundred and Ninety Eight.

BY AUTHORITY OF THE COMMISSION:

MB REGISTERED

AMT.: 10

DATE: SEP 03 1998

OR #:

[Signature]
MERLE P. CUNANAN
Chief *[Initials]*

Original Received By:
ELORENCO D. AGUANTA
Date Aug. 17, 1998

Per SEC Special Order No. 380, s. of 1997



FEDERATION OF COASTAL BARANGAYS FISHERFOLK ASSOCIATIONS OF CAGAYAN DE ORO CITY, (FEDCOBAFAC), INC.

Cagayan de Oro City
FOUNDED JANUARY 28, 1998

ELECTED OFFICERS 2016 - 2019

FLORENCIO V. CEBALLOS, JR.
President

NELSON Y. LABIANO
Vice-President

LILIAN L. ANTIGUA
Secretary

DAYLINDA L. SABELLANO
Treasurer

ROMULO V. TUBLE
Auditor

PRESS INFORMATION
OFFICERS (P.I.O.)

3. **DEOGRACIAS A. MAGDALE**

4. **ELVERT P. CAINGIN**

BOARD OF DIRECTORS

4. **SALDY U. SAYSON**

5. **JULITO G. CASILAC**

6. **RONIE D. PAASA**

MATTHEW 4:19
"JESUS SAID, COME
FOLLOW ME, I WILL MAKE
YOU FISHERS OF MEN."

EXCERPTS FROM THE MI NUTES OF THE OFFICERS AND MEMBERS
MONTHLY MEETING OF THE FEDERATION OF COASTAL
BARANGAYS FISHERFOLK ASSOCIATIONS OF CAGAYAN DE ORO
CITY (FECOBAC) HELD LAST WEDNESDAY OF NOVEMBER 8,
2017 IN CITY HALL BLDG. OF CAGAYAN DE ORO CITY.

ATTENDANCE

PRESENT:

Florencio V. Ceballos Jr.	-	President
Nelson Y. Labiano	-	Vice President
Lilian L. Antigua	-	Secretary
Daylinda L. Sabellano	-	Treasurer
Elvert P. Caingin	-	P.I.O. - 1 st District
Deogracias A. Magdale	-	P.I.O. - 2 nd District
Saldy U. Sayson	-	Board of Director
Julito G. Casilac	-	Board of Director
Ronie D. Paasa	-	Board of Director
Antonio P. Minoro	-	Member BUFA President
Willie S. Villarmino	-	Member BFO President
Juvy B. Ladra	-	Member TAFEC President
Alberto P. Morales	-	Member BUSFA President
Oscar D. Sagayno	-	Member PUSFA President
Victor S. Tocle	-	Member LFA President
Oscar J. Torres	-	Member LAFASEAFA President
Jesus C. Java	-	Member MABAFA President
Teresito L. Palacaña	-	Member NAFFA President
Elvin C. Labis	-	Member NAGAMABU President

GOD BLESS THE FEDERATION



**FEDERATION OF COASTAL BARANGAYS FISHERFOLK
ASSOCIATIONS OF CAGAYAN DE ORO CITY,
(FEDCOBAFAC), INC.**

Cagayan de Oro City
FOUNDED JANUARY 28, 1998

**ELECTED OFFICERS
2016 - 2019**

FLORENCIO V. CEBALLOS, JR.
President

NELSON Y. LABIANO
Vice-President

LILIAN L. ANTIGUA
Secretary

DAYLINDA L. SABELLANO
Treasurer

ROMULO V. TUBLE
Auditor

**PRESS INFORMATION
OFFICERS (P.I.O.)**

5. **DEOGRACIAS A. MAGDALE**
6. **ELVERT P. CAINGIN**

BOARD OF DIRECTORS

7. **SALDY U. SAYSON**
8. **JULITO G. CASILAC**
9. **RONIE D. PAASA**

MATTHEW 4:19
"JESUS SAID, COME
FOLLOW ME, I WILL MAKE
YOU FISHERS OF MEN."

**RESOLUTION NO. 03
SERIES OF 2017**

**A RESOLUTION TO ACCREDIT THE FEDERATION OF
COASTAL BARANGAYS FISHERFOLK ASSOCIATIONS
OF CAGAYAN DE ORO CITY (FEDCOBAFAC) IN THE
CAGAYAN DE ORO CITY PLANNING OFFICE.**

WHEREAS, the officers and members has determined that there is a need to have the Federation of Coastal Barangays Fisherfolk Associations of Cagayan de Oro City (FEDCOBAFAC) be accredited in the Cagayan de Oro City Planning Office.

WHEREAS, the officers and members has decided that the Federation of Coastal Barangays Fisherfolk Associations of Cagayan de Oro City (FEDCOBAFAC) will submit requirements for accreditation into the Cagayan de Oro City Planning Office.

WHEREAS, the Federation of Coastal Barangays Fisherfolk Associations of Cagayan de Oro City (FEDCOBAFAC) has an existing twenty (20) Fisherfolk Associations in which member of this Federation in thirteen (13) Coastal Barangays and needs Livelihood Projects that benefits their members.

NOW THEREFORE, upon motion by Nelson Y. Labiano and duly seconded by the majority of the officers and members in attendance, it was resolved as it is hereby resolved to let the Federation FEDCOBAFAC to apply and submit requirements to the Cagayan de Oro City Planning Office for the accreditation of the same.

GOD BLESS THE FEDERATION



**FEDERATION OF COASTAL BARANGAYS FISHERFOLK
ASSOCIATIONS OF CAGAYAN DE ORO CITY,
(FEDCOBAFAC), INC.**

Cagayan de Oro City
FOUNDED JANUARY 28, 1998

**ELECTED OFFICERS
2016 - 2019**

FLORENCIO V. CEBALLOS, JR.
President

NELSON Y. LABIANO
Vice-President

LILIAN L. ANTIGUA
Secretary

DAYLINDA L. SABELLANO
Treasurer

ROMULO V. TUBLE
Auditor

PRESS INFORMATION
OFFICERS (P.I.O.)

7. **DEOGRACIAS A. MAGDALE**
8. **ELVERT P. CAINGIN**

BOARD OF DIRECTORS

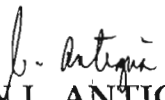
10. **SALDY U. SAYSON**
11. **JULITO G. CASILAC**
12. **RONIE D. PAASA**

MATTHEW 4:19
"JESUS SAID, COME
FOLLOW ME, I WILL MAKE
YOU FISHERS OF MEN."

UNANIMOUSLY APPROVED.

Done this 8th day of November 2017 at City Agriculture
Office, City Hall of Cagayan de Oro.

I hereby certify the correctness of
the foregoing Resolution.


LILIAN L. ANTIGUA
Secretary

Noted by:


FLORENCIO V. CEBALLOS JR.
President

GOD BLESS THE FEDERATION

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER Proposed Ordinance approving the application of D' Mapple Development Corporation, represented by Ms. Lydia C. Uy, for Preliminary Approval and Locational Clearance (PALC) of Ayana Subdivision Project, containing 200 lots/units, with an area of 22,297.00 square meters, located at Barangay Balubal, this city, subject to the herein conditions, which shall be complied with upon its Development Permit (DP) Application.

+

Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Aug. 3, 2018

for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. ROMEO V. CALIZO, *Member*

HON. GEORGE S. GOKING, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING

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

Comm. No: 2018-1753

From: _____

Received by: _____

Date: _____

SUBJECT MATTER: APPLICATION FOR PRELIMINARY APPROVAL AND LOCATIONAL CLEARANCE (PALC) OF AYANA SUBDIVISION, COVERING THE AREA OF 22,297 SQUARE METER MORE OR LESS, CONTAINING 200 SALEABLE LOT/S UNITS LOCATED AT BARANGAY BALUBAL REPRESENTED BY MS. LYDIA C. UY, TREASURER, MAPPLE DEVELOPMENT CORPORATION

Respectfully referred to the **Committee on SUBDIVISION & LANDED ESTATE**, the herein communication for study, investigation, report and recommendation.

For the City Vice Mayor and Presiding Officer
City Council

ARTURO S. DE SAN MIGUEL
City Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: July 19, 2018

UR - recommending approval



Chairman: **HON. DOMETILO C. ACENAS JR**

Vice-Chairman: **HON. ENRICO S. SALCEDO**

Member: **HON. JAY R. PASCUAL**

Member: **HON. REUBEN R. DABA**

Member: **HON. MARIA LOURDES S. GAANE**



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JUL 05 2018,

FROM: CAGAYAN DE ORO HOUSING BOARD

SUBJECT MATTER: APPLICATION FOR PRELIMINARY APPROVAL AND LOCATIONAL CLEARANCE (PALC) OF AYANA SUBDIVISION, COVERING AN AREA OF 22,297 SQ.M.,, MORE OR LESS, CONTAINING 200 SALEABLE LOTS/UNITS LOCATED AT BRGY. BALUBAL, REPRESENTED BY MS. LYDIA C. UY, TREASURER, D' MAPPLE DEVELOPMENT CORPORATION.

ACTION: REFER TO COMMITTEE ON **SUBDIVISION AND LANDED ESTATE.**

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
City of Cagayan de Oro
CITY CHIEF EXECUTIVE DEPARTMENT
CITY HOUSING BOARD

JUL 02 2018

cagayan
de Oro

city of golden friendship

1st Endorsement
June 28, 2018

Respectfully forwarded to Hon. City Vice Mayor **Rainier Joaquín V. Uy** Office of the City Council through the Chairperson, Committee on Subdivision & Landed Estate the applications for Preliminary Approval and Locational Clearance (PALC) and Simple Subdivisions by the different Developers in the City.

These applications were deliberated by the CdeO Housing Board on 27th June 2018 and the Board approved to endorse them to the City Council with certain conditions being recommended to be included in the Ordinance:

1. Preliminary Approval and Locational Clearance (PALC) of EL GAUCHO RESETTLEMENT, containing an applied area of 4,670 sq.m. located at Brgy. Bugo, this City, represented by Sustines C. Magalleanes.

Conditions shall form part in the Development Permit Application.

- All conditions stipulated herein form part of DECISION and are subject to monitoring;
- Non-compliance therewith shall be cause for cancellation or legal action and disapproval of development permit;
- This clearance does not exempt the project from pertinent requirements from line agencies;
- Approved preliminary plans must be essentially the same as final size development plan;
- Any misrepresentation or materials falsehood on your part shall be a sufficient cause for the cancellation of this approval and or legal action;
- Separate the technical description intended for Parks & Playgrounds, Community Facilities areas;
- Secure Environmental Clearance from City Local Environment and Natural Resources Office (CLENRO);
- Secure Social Acceptability duly approved by the City Mayor.
- Secure Environmental Compliance Certificate (ECC) from Department of Environment and Natural Resources;
- Secure Barangay Resolution for Social Acceptability;
- Provision for rain harvesting facilities equivalent of 0.02 cu.m./sq.m. of roof area and detention/retention pond equivalent 0.01 cu.m./sq.m. of gross applied area;
- All application shall conform with the minimum design standard set forth in the revised Implementing Rules and Regulations of B.P. 220 of 2008;
- Indicate on the plan the cleared right of way and drainage structure of offsite

drainage to connect any existing waterway and/or functional drainage system. It should be delineated with technical and shall form part of the plans for development; and

- Delineated access road from nearest Public Road to the area applied.

2. Preliminary Approval and Locational Clearance (PALC) of Ayana Subdivision, covering an area of 22,297 square meters more or less, containing 200 saleable lots/units located at Brgy. Balubal, represented by Ms. Lydia C. Uy Treasurer, D' Mapple Dev't. Corporation.

Conditions shall form part in the Development Permit Application.

- All conditions stipulated herein form part of DECISION and are subject to monitoring;
 - Non-compliance therewith shall be cause for cancellation or legal action and disapproval of development permit;
 - This clearance does not exempt the project from pertinent requirements from line agencies;
 - Approved preliminary plans must be essentially the same as final size development plan;
 - Any misrepresentation or materials falsehood on your part shall be a sufficient cause for the cancellation of this approval and or legal action;
 - Separate the technical description intended for Parks & Playgrounds, Community Facilities areas;
 - Secure Environmental Clearance from City Local Environment and Natural Resources Office (CLENRO);
 - Secure Social Acceptability duly approved by the City Mayor.
 - Secure Environmental Compliance Certificate (ECC) from Department of Environment and Natural Resources;
 - Provision for rain harvesting facilities equivalent of 0.02 cu.m./sq.m. of roof area and detention/retention pond equivalent 0.01 cu.m./sq.m. of gross applied area;
 - All application shall conform with the minimum design standard set forth in the revised Implementing Rules and Regulations of B.P. 220 of 2008;
 - Limit of development shall be 8.00 m. from existing centerline of Agusan-Balubal road;
 - Setback requirements along Main Public Road shall be reckoned at the edge of road widening limit;
 - Main road shall be 12.00 m. wide to comply with the provisions of Ordinance No. 6629-98, shall be kept open till the property line to give way for development of adjoining areas; and
 - Indicate on plan the cleared right of way and drainage structure of offsite drainage to connect any existing waterway and/or functional drainage system. It should be delineated with technical description and shall form part of the plans for development.
3. Simple Subdivision of lot 9 & 11, blk. 8, psd-10-045262 of Manzueta M. Bollozos, covering an area of 377 sq.m. more or less, containing 2 lots located at Brgy. Carmen, this City

Conditions:

- The subdivision scheme shall not be altered other than what is applied for except when prior clearance from the City Government is secured;
- A Certificate of Registration must be secured from the Housing and Land Use Regulatory Board (HLURB) after the verification of survey returns from the Land Management Sector, DENR;
- Further subdivision of lot 9 & Lot 11. Blk. 8, Psd-10-045262 is prohibited without prior approval from the City Government of Cagayan de Oro;
- This approval is exempted from securing License to Sell pursuant to PD 957, Sec. 7a (Exempt Transaction) with co-owner;
- This approval shall be revoked if not registered within the period of (1) one year from the date issued; and
- Any misrepresentation of the application may cause for cancellation or revocation of subdivision permit.

4. Simple Subdivision of Puntod Socialized Housing Project particularly Lot No. 1817, CAD 237 Cagayan Cadastre, covering an area of 5,551 sq. m. more or less located at Brgy. Puntod, this City, represented by Hon. Oscar S. Moreno, City Mayor.

Conditions:

- The subdivision scheme shall not be altered other than what is applied for except when prior clearance from the City Government is secured;
- A Certificate of Registration must be secured from the Housing and Land Use Regulatory Board (HLURB) after the verification of survey returns from the Land Management Sector, DENR;
- Further subdivision of lot 1817, Cad 237 is prohibited without prior approval from the City Government of Cagayan de Oro;
- A license to sell shall be secured prior to actual disposal of lot 1817-1 to 50;
- This approval shall be revoked if not registered within the period of (1) one year from the date issued; and
- Any misrepresentation of the application may cause for cancellation or revocation of subdivision permit

Recommending for approval.


RAMON L. FERNANDEZ
Vice Chairperson



Republic of the Philippines
City of Cagayan de Oro
**CITY PLANNING and
DEVELOPMENT OFFICE**

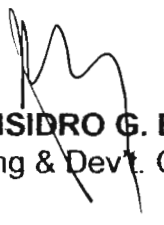
3rd Floor, South Wing
Administrative Building
City Hall Compound,
Capistrano and Hayes Streets
9000 Cagayan de Oro City
Philippines
Tel. Nos. 857-3148 & 8572264
857-3390



2nd Endorsement
May 28, 2018

BY: Isidro G. Borja
DATE: 6/14/2018 4:15 PM

Respectfully forwarded to **Cagayan de Oro City Housing Board**, Thru: **Shelter Committee**, the herein plans and documents relative to the application for Preliminary Approval and Locational Clearance (PALC) of **Ayana Subdivision** represented by **Ms. Lydia C. Uy Treasurer, D' Mapple Dev't. Corp.** located at Barangay Balubal, this City, covering an area of 22,297 square meters, containing 200 saleable lots/units, for deliberation of the said board.


Engr. ISIDRO G. BORJA
City Planning & Dev't. Coordinator



PALC NO. _____
APPLICATION NO. _____
DATE ISSUED: 05-28-2018

**PRELIMINARY APPROVAL &
LOCATIONAL CLEARANCE**

[X] Covered by Sec. 18 R.A. 7279
[] Not covered by Sec 18 R.A. 7279

NAME OF APPLICANT/DEVELOPER: Ms. Lydia C. Uy , Treasurer D' Maple Development Corporation	NAME OF PROJECT: Ayana Subdivision
ADDRESS AND TEL. NO.: Cagayan de Oro City	AREA AND LOCATION: 22,297 sq.m. Balubal, Cagayan de Oro City
RIGHT OVER LAND TCT NO. T-137-2017008029, Portion of T-137-2017008028	PROJECT CLASSIFICATION: ECONOMIC HOUSING = 10,311.36 SQ.M SOCIALIZED HOUSING = 9,365.06 SQ.M COMMERCIAL = 2,720.58 SQ.M TOTAL AREA 22,297.00 SQ. M
BASIS FOR CLEARANCE : Pertaining provisions of Zoning Ordinance 2006 and other related City Ordinances.	SITE ZONING CLASSIFICATION : Medium Density Residential Zone (R2)
DOMINANT LAND USES IN VICINITY OF 1 KM. RADIUS: <i>Residential</i>	
EVALUATION OF FACTS: <i>Pursuant to the implementing rules and regulations of PD 957 & BP 220 and Section 458(a)(2)(x) of R.A. No. 7160 and provisions of Zoning Ordinance 2006 and other related City Ordinances.</i>	
RECOMMENDATION FOR APPROVAL: <i>Recommended for Preliminary Approval and Locational Clearance.</i>	

CONDITIONS:

1. All conditions stipulated herein form part of DECISION and are subject to monitoring;
2. Non-compliance therewith shall be a cause for cancellation or legal action and disapproval of development permit;
3. This clearance does not exempt the project from pertinent requirements from line agencies;
4. Approved preliminary plans must be essentially the same as final size development plan;
5. Any misrepresentation or material falsehood on your part shall be a sufficient cause for the cancellation of this approval and or legal action;
6. Separate the technical description intended for Parks & Playgrounds and Community Facility areas;
7. Secure Environmental Clearance from City Local Environment and Natural Resources Office (CLENRO);
8. Secure Social Acceptability duly approved by the City Mayor.
9. Secure Environmental Compliance Certificate (ECC) from Department of Environment And Natural Resources;
10. Provision for rainharvesting facilities equivalent of 0.02 cu.m./sq.m. of roof area and detention/retention pond equivalent of 0.01 cu.m./sq.m. of gross applied area;
11. All application shall conform with the minimum design standard set forth in the Revised Implementing Rules and Regulations in B.P. 220 of 2008;



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



May 23, 2018

TRANSMITTAL SHEET

To : **ENGR. ISIDRO G. BORJA**
City Planning & Development Coordinator
City Planning & Development Office
Cagayan de Oro City

Subject: Technical Evaluation re: application for Preliminary Approval and Locational Clearance (PALC) of **D'MAPPLE DEV'T CORP.**, for their subdivision project, **AYANA SUBDIVISION**, covering an area of 22,297 square meters more or less, represented by Ms. Lydia C. Uy, Treasurer-D'Mapple Development Corporation.

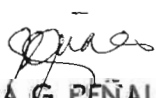
Location : Balubal, Cagayan de Oro City

Enclosure : Plans & other supporting documents .

Remarks : Plans duly signed & evaluated. The following shall be considered upon Development Permit application to wit :

- Limits of development shall be 8.00m. from existing centerline of Agusan-Balubal Road;
- Setback requirement along Main Public Road shall be reckoned at the edge of Road Widening limit.
- Main Road shall be 12.00m. wide to comply with the Provisions of Ordinance No. 6629-98, shall be kept open till the property line to give way for development of adjoining areas.
- Indicate on plan the cleared Right of Way and drainage structure of offsite drainage to connect any existing waterway and/or functional drainage system. It should be duly delineated with technical description and shall form part of the plans for development.

By the Authority of the City Engineer


SONIA G. PEÑALOSA
Engineer IV
Officer-in-Charge

File from Isidro Borja-ayana subd. (palc)
unde#

APPLICATION FOR PRELIMINARY APPROVAL
AND LOCATIONAL CLEARANCE

April 9, 2018

Date)

THE CITY PLANNING & DEVELOPMENT COORDINATOR

City Planning and Development Office
Cagayan de Oro City

Sir,

In accordance with Section 18 of RA 7279 and Section 4 of PD 957 (Subdivision and Condominium Buyer's Protective Decree) and its implementing Standards, Rules and Regulations as amended by Executive Order No. 648 dated 07 February 1981 and R.A. 7160 and its implementing Rules. I am applying for a Preliminary Approval and Locational Clearance of the following Subdivision Projects;

MAIN SUBDIVISION
PROJECT

SOCIALIZED HOUSING
PROJECT PER SEC. 18
R.A. 7279

Name of Project:

Location:

Type of Development:

Total Project Area:

No. of Saleable Lots/Units:

Application Law BP 220/PD 957:

Mode of Compliance:

AYANA

BGY. BALUPAL

BP220-ECONOMIC HOUSING

10,245.36 sqm

79 lots/units

BP220

Not Applicable

AYANA

BGY. BALUPAL

9,365.06

114 lots/units

BP220



Project Area



Project Cost



New Settlement



Slum Upgrading



Comm. Mortgage Proj.

Commercial: PD957-MIDCMT

Total Project Area: 21,700.8 sqm

No. of Saleable lots/Units: 7 lots

Attached herewith are the required technical documents pertinent to my application.

Very truly yours,

LYDIA C. UY / TREASURER

Applicant KJMA-DE DEVT. CORP

Address:

Tel. No.:

TIN:

SUBSCRIBED AND SWORN to before me this 2 APR 2018 day of _____, Affiant exhibiting before me his/her Residence Certificate No. _____ issued at _____ on _____

Doc. No.: 216
Page No.: 44
Book No.: 5
Series of: 104

ROWELL B. VALLEDOR
Notary Public
Until December 31, 2018
TIN No. 9330656-901
IBP OR No. 031052, 02/02/2018
PTR No. 3673459, 01/03/2018; CDC
Roll No. 67069; NC No. 2017-158
MCLE Compliance Exempt
Cagayan de Oro City

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL

(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER Proposed Ordinance approving the application of Davao Joyful Homes Realty Corporation, represented by Mr. Mark S. Pacatang, Operation Manager, for alteration of plan of Victor's Subdivision located in Barangay Carmen, this City, by changing the land use thereof from existing Community Facilities (with an area of 860 square meters) to Parks and Playground, and a portion of Parks and Playground to Community Facilities, with an area of 907 square meters, as reflected in the approved subdivision plan, and for this purpose amending Ordinance No. 12980-2015 as amended by Ordinance No. 13065-2016.

*Respectfully referred to the **COMMITTEE on LAWS AND RULES**, the herein communications for study, investigation, report and recommendation.*

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Aug. 31, 2018

for inclusion

HON. IAN MARK Q. NACAYA, Chairman

HON. ZALDY O. OCON, Vice Chairman

HON. GEORGE S. GOKING, Member

HON. ROMEO V. CALIZO, Member

HON. ENRICO S. SALCEDO, Member

DISSENTING



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY VICE MAYOR



2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE:

JUL 05 2018

FROM:

CAGAYAN DE ORO HOUSING BOARD

SUBJECT MATTER: APPLICATION FOR ALTERATION OF PLAN NO. 2 OF VICTOR'S SUBDIVISION LOCATED AT SITIO PULI, BRGY. CARMEN, THIS CITY, REP., MY MARK S. PACATANG, OPERATION MANAGER OF DAVAO JOYFUL HOMES REALTY CORPORATION WITH THE INFORMATION THAT THE REMARKS STATED IN THE TECHNICAL EVALUATION FROM CITY ENGINEERING OFFICE, DATED 5TH DAY OF APRIL 2018 THE SAID ALTERATION IS DUE TO CHANGE OF LAND USE AND TRANSFER OF AREA FROM PARK & PLAYGROUND TO COMMUNITY FACILITIES AND VIZ TO VIZ WITH AN AREA OF 860 SQUARE METERS.

ACTION: REFER TO COMMITTEE ON SUBDIVISION AND LANDED ESTATE.

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel. #: 854-4026 / 857-4032 / 857-2258

Communication Number: 2018-1771

Date: 06/07/2018

Receiver: JESSAMINE

From: CAGAYAN DE ORO HOUSING BOARD

Subject: APPLICATION FOR ALTERATION OF PLAN NO. 2 OF VICTORIATMSS SUBDIVISION LICATED AT SITIO PULI, BRGY. CARMEN, THIS CITY, REP., MY MARK S. PACATANG, OPERATION MANAGER OF DAVAO JOYFUL HOMES REALTY CORPORATION WITH THE INFORMATION THAT THE REMARKS STATED IN THE TECHNICAL EVALUATION FROM CITY ENGINEERING OFFICE, DATED 5TH DAY OF APRIL 2018 THE SAID ALTERATION IS DUE TO CHANGE OF LAND USE AND TRANSFER OF AREA FROM PARK & PLAYGROUND TO COMMUNITY FACILITIES AND VIZ TO VIZ WITH AN AREA OF 860 SQUARE METERS.

Respectfully referred to **COMMITTEE ON SUBDIVISION AND LANDED ESTATE**
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: 8/1/18

CR - recommending approval

HON. DOMETILO C. ACENAS, JR.

Chairperson

HON. ENRICO D. SALCEDO

Vice Chairperson

HON. JAY R. PASCUAL

Member

HON. MARIA LOURDES S. GAANE

Member

HON. REUBEN R. DABA

Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA

Majority Floor Leader

HON. LEON D.M. GAN, JR.

Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY

City Vice Mayor

Generated from Legislative Management Information System, 07/06/2018, 2:33 pm



Republic of the Philippines
City of Cagayan de Oro
CITY CHIEF EXECUTIVE DEPARTMENT



CITY HOUSING BOARD

1st Endorsement
June 4, 2018

Respectfully forwarded to Hon. City Vice Mayor **Rainier Joaquin V. Uy** Office of the City Council through the Chairperson, Committee on Subdivision & Landed Estate the respective applications for Development Permit and Alteration of Plan by the different Developers in the City.

These applications were deliberated by the CdeO Housing Board on 31st May 2018 and respective Resolutions were passed by the body to endorse them to the City Council for the latter's approval with certain conditions being recommended to be included in the Ordinance, covering the approval of the hereunder applications to wit:

1. Development Permit (DP) of SOUTHPOINT 1 represented by its Vice President for Operation Mr. Noel A. Tan of Liberty Land Corporation, located at Brgy. Lumbia, this City, covering an area of 49,880.00 square meters more or less, containing 343 houses/lots, with the information that the remarks stated in the technical evaluation from the City Engineering Office dated 23 March 2018 and City Planning & Development Office shall be considered during Development Stage.
 - The existing waterway shall not be blocked per Certification issued by this office for fencing purposes;
 - Catchment areas of the adjacent subdivision shall be considered in the consolidated drainage outfall line that will traverse the property;
 - Dessilting/declogging of any siltation and or eroded materials that may affect a waterway or any residential area that maybe caused by said development shall be the responsibility of the developer;
 - Allocate 3.00 m legal easement along Lumbia Main Drain and provide Bank Protection Structure along the waterway;
 - Any requirement maybe imposed when necessary during construction stage;
 - All works for this development shall be in accordance with DPWH Standard Specifications for roads & Bridges;
 - Observe the 16.00 m. widening of Carmen-Canitoan road;
 - That the steel grated lateral drain along slope areas shall be widened;
 - Provide detention basin prior to earthworks activities, to avoid massive volume of water when heavy downpour of rain occurs;
 - Slope protection structure shall be provided at the start of the development to avoid soil erosion on steep section and to protect or minimize hazards that may affect the adjacent law lying areas and waterways; and
 - Time frame on the completion of the project base on the PERT/CPM submitted from June 2018 to May 2020

2. Alteration of Plan No. 2 of Victor's Subdivision located at Sitio Puli, Brgy. Carmen, this City, represented by Mr. Mark S. Pacatang Operations Manager of Davao Joyful Homes Realty Corporation with the information that the remarks stated in the technical evaluation from City Engineering Office, dated 5th day of April 2018 the said Alteration is due to change of land use and transfer of area from Park & Playground to Community Facilities and viz to viz with an area of 860 square meters.

Recommending for approval.



RAMON L. FERNANDEZ
Vice Chairperson



Republic of the Philippines
City of Cagayan de Oro

CITY PLANNING and
DEVELOPMENT OFFICE

3rd Floor, South Wing
Administrative Building
City Hall Compound
Capistrano and Hayes Streets
9000 Cagayan de Oro City
Philippines
Tel. Nos. 857-3148 & 8572254
857-3390



AP NO. _____
APPLICATION NO. _____
DATE ISSUED 04-12-2018

**RECOMMENDATION FOR ALTERATION OF PLAN
UNDER B.P. 220**

☒ Subdivision
☐ Condominium

NAME OF APPLICANT/DEVELOPER: Mark S. Pacatang, operation manager Davao Joyful Homes Realty Corporation	ADDRESS AND TEL. NO.: Mandumol, Macasandig Cagayan de Oro City Tel. Nos. 8506319; 09176244444
NAME OF DEVELOPER: Davao Joyful Homes Realty Corporation	ADDRESS AND TEL. NO.: Mandumol, Macasandig Cagayan de Oro City Tel. Nos. 8506319; 09176244444
NAME OF PROJECT: Victors' Subdivision	LOCATION AND AREA AFFECTED; Carmen, Cagayan de Oro City To change of Land Use from existing Community Facilities with an area of 860 sq. m to Park & Playground and portion of Park & Playground area change to Community Facilities with affected area of 908 sq. m. (see attached plan for lot affected)
PROJECT CLASSIFICATION: Residential	RIGHT OVER LAND: Owner TCT No. (see attached document)

EVALUATION OF FACTS:

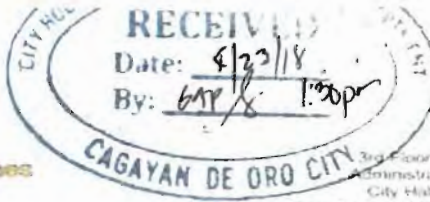
In accordance with the implementing rules and regulation of UNDER B.P. 220, pursuant to the provision of R.A 7160, otherwise known as the Local Government Code of 1991& pertaining provisions of Zoning Ordinance 2006 and other related City Ordinances.

CONDITIONS:

1. All conditions stipulated herein form part of DECISION and are subject to monitoring;
2. Non-compliance therewith shall be a cause for cancellation or legal action;
3. Pertinent Provisions of UNDER B.P. 220, 1994 Codified Ordinance of the City Government of Cagayan de oro City, PD 1096, P.D 1216 and their implementing rules and regulations shall be complied with;
4. License to sell for the affected area is temporarily suspended;
5. Same shall be re-applied to HLURB for registration and issuance of license to sell;
6. Submit the altered subdivision plan to Land Management Services of DENR for verification and approval;
7. All Condition as stipulated in the approved development permit shall form part of the condition in the alteration plan.



Republic of the Philippines
City of Cagayan de Oro



3rd Floor, South Wing
Administrative Building
City Hall Compound
Capistrano and Hayes Streets
9000 Cagayan de Oro City
Philippines
Tel. Nos. 857-3348 & 857-2264
857-3390



2nd Endorsement
April 18, 2018

Respectfully forwarded to Cagayan de Oro City Housing Board the herein plans and documents relative to the application for Alteration of Plan of **Victors' Subdivision** represented by **Mark S. Pacatang**, operation manager, located at Carmen this City, for change of Land Use from existing Community Facilities with an area of 860 sq. m to Park & Playground and portion of Park & Playground area change to Community Facilities with affected area of 908 sq. m. For deliberation of the said board.


Engr. ISIDRO G. BORJA
City Planning & Dev't. Coordinator

Engr. ISIDRO G. BORJA
City Planning & Dev't. Coordinator



Republic of the Philippines
CITY OF CAGAYAN DE ORO
City Engineers Office
Kauswagan, Cagayan de Oro City



April 5, 2018

To : **ENGR. ISIDRO G. BORJA**
City Planning & Development Coordinator
City Planning & Development Office
Cagayan de Oro City

Subject: Technical Evaluation re: Application for Alteration No. 2
of **VICTOR'S SUBDIVISION** represented by Mark S. Pacatang,
Operation Manager of Davao Joyful Homes Realty Corporation.

Location : Puli, Carmen, Cagayan de Oro City

Enclosure : Plans & other supporting documents .

Remarks : Alteration **NOTED** : Alteration due to change of land use and
transfer of area from Parks & Playground to Community Facilities
and viz a viz, with an area of 860 square meters.


ROLANDO M. PACURIBOT, C.E, M.E.,
City Engineer

File/victor ville-new (alteration)
code#



Davao Joyful Homes Realty Corporation

Mandumol, Macasandig, Cagayan de Oro City

Tel. No. (088) 850 6319 CP No. 0917-711-3333

March 12, 2018

HON. DOMETILIO C. ACENAS JR.

City Councilor

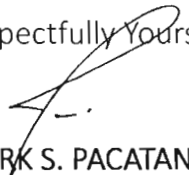
Cagayan de Oro City

Sir:

We are respectfully applying herewith **the alteration of Plan of Victors' Subdivision** Located at Puli, Brgy. Carmen, Cagayan de Oro City. Particularly the Block 14-Lot 17 the Community Facilities with an area of 860 square meter transfer to Block 22-lot 1 change of land use portion of Parks and playground for Multi Purpose Hall of the proposed Community Facilities of the said subdivision.

We are hoping for your consideration. Thank you and God bless.

Respectfully Yours,


MARK S. PACATANG
Operation Manager

AFFIDAVIT

That I, **Mark S. Pacatang**, of legal age, married and a resident of Cagayan de Oro with postal address, Mandumol, Macasandig, this city, after having been duly sworn to in accordance with the law, do hereby depose and state:

- 1) That I am the Operation Manager of **DAVAO JOYFUL HOMES REALTY CORP.** with postal address at Mandumol, Macasandig, Cagayan de Oro City.
- 2) That the said applied area is located at Puli, Carmen, this city.
- 3) That interchange of land use areas from Parks & Playground to Community Facilities and vice versa with an area of 860 sq.m. per approved Development Permit.
- 4) That all affected lots/units for alteration have not been sold.
- 5) That this affidavit is executed for the purpose of securing the Alteration of Plan of Victor's Subdivision.

IN **WITNESS WHEREOF**, I hereby affix my signature this MAR 12 2018 day of _____ 20_____, at Cagayan de Oro City.

MARK S. PACATANG
Affiant

SUBSCRIBE and SWORN to before me this _____ day of MAR 12 2018 20____ at Cagayan de Oro City.

Doc. No. : 127
Page No.: 26
Book No.: 206
Series of: 2018

ATTY. MARIO T. JUNI
NOTARY PUBLIC
UNTIL DECEMBER 31, 2018
PTR NO. 36867221, 07-04-2018
ISP NO. 1080730, 07-04-2018
COMMISSION NO. 2017-081 (01-21-17)
ATTORNEY'S ROLL NO. 36240
MCLE COMPLIANCE NO. VI-0000743 (09-29-16)
CAGAYAN DE ORO CITY

