



18th CITY COUNCIL

Cagayan de Oro

AGENDA



69th Regular Session
Monday / January 15, 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...



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



January 12, 2018

THE HONORABLE MEMBERS

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

Gentlemen and Ladies:

Please be informed that the **69TH Regular Session** of the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro will be on **Monday, 15 January 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 (*SANGGUNIANG 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 Member</i>	
HON. YAN LAM S. LIM CITY COUNCILOR LIGA NG MGA BARANGAY PRESIDENT	

**AGENDA OF THE 69TH REGULAR SESSION OF THE 18TH CITY
COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 15 JANUARY 2018**

Order of Business

- A. CALL TO ORDER BY THE HONORABLE CHAIR AND PRESIDING OFFICER**
- B. INVOCATION BY HONORABLE CITY COUNCILOR SUZETTE G. MAGTAJAS-DABA**
- 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 JANUARY 8, 2018
(SEE APPENDIX “A” / Pages 1-27)**
- G. SPECIAL REPORT**
- H. AGENDA PROPER:**
 - 1] PROPOSED ORDINANCE NO. 2018-2** – requiring each and every Barangay Council in the City of Cagayan de Oro to designate a Consumer Welfare Officer to cater to the barangay constituents with respect to their rights and obligations as consumers, and for other purposes.
(SEE APPENDIX “B” / Pages 28-34)

Document/s on file:

- *Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated January 9, 2017*
- *Draft Ordinance*

COMMITTEE SPONSOR/S:

COMMITTEE ON TRADE AND COMMERCE

- COUNCILOR GEORGE S. GOKING, CHAIRPERSON
- COUNCILOR EDNA M. DAHINO, VICE CHAIR
- COUNCILOR MARIA LOURDES S. GAANE, MEMBER
- COUNCILOR IAN MARK Q. NACAYA, MEMBER

COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
- COUNCILOR ZALDY O. OCON, VICE CHAIRMAN
- COUNCILOR GEORGE S. GOKING, MEMBER

- 2] PROPOSED ORDINANCE NO. 2018-3** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Land Bank of the Philippines (LBP), represented by its President and CEO, Alex V. Buenaventura, and by its Velez Branch Head, AVP Lilia S. Capistrano, covering the City’s adoption of the LandBank Point-of-Sale (POS) Payment electronic banking services, under the terms and conditions stipulated therein.

(SEE APPENDIX “C” / Pages 35-42)

Document/s on file:

- Endorsement of the Acting City Treasurer dated January 10, 2018
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR ZALDY O. OCON, VICE CHAIRMAN
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 3] **PROPOSED ORDINANCE NO. 2018-4** – approving the application of PHINMA Properties Holding Corporation, represented by Mr. George Richard F. Siton, VP-Socialized Housing, for Alteration of Plan of Aspire Homes Highland Subdivision, located in Barangay Lumbia, this City, by re-blocking and resizing of lots (as shown in the attached subdivision plan); and likewise approving its application for change of name thereof from “Muslim-Christian Village” to “Aspire Homes Highland Subdivision”; and for this purpose, amending Ordinance No. 12877-2014.

(SEE APPENDIX “D” / Pages 43-56)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated October 4, 2017
- Endorsement of the Cagayan de Oro Housing Board dated September 22, 2017
- Endorsement of the City Planning and Development Office dated September 18, 2017
- Recommendation for Alteration of Plan
- Technical Evaluation by the City Engineer’s Office dated June 20, 2017
- Letter of PHINMA Properties dated September 8, 2017
- Certification issued by the Barangay Council of Lumbia
- Certification issued by the CEPALCO
- Application for Alteration of Plan
- Ordinance No. 12877-2014
- Project Profile
- Environmental Clearance issued by the CLENRO
- Plans and other documents

COMMITTEE SPONSOR/S:

COMMITTEE ON SUBDIVISION AND LANDED ESTATE	-	COUNCILOR DOMETILO C. ACENAS, JR., CHAIRPERSON
	-	COUNCILOR ENRICO D. SALCEDO, VICE CHAIR
	-	COUNCILOR JAY R. PASCUAL, MEMBER
	-	COUNCILOR REUBEN R. DABA, MEMBER

COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON
	-	COUNCILOR ZALDY O. OCON, VICE CHAIR
	-	COUNCILOR GEORGE S. GOKING, MEMBER

- 4] **PROPOSED ORDINANCE NO. 2018-5** – approving the application of the National Housing Authority (NHA), represented by its Regional Manager, Engr. Judy A. Fernandez, for Development Permit (DP) of NHA-Gusa Eco Village housing project, with an area of 253,064 square meters, more or less, containing 2,579 lots located in Barangay Gusa, this City.

(SEE APPENDIX “E” / Pages 57-73)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated August 29, 2017
- Endorsement of the Cagayan de Oro Housing Board dated August 24, 2017
- Endorsement of the City Planning and Development Office dated November 4, 2016
- Final Recommendation for Development Permit
- Technical Evaluation by the City Engineer’s Office dated June 13, 2016
- Letter of NHA dated November 29, 2017
- Project Profile
- Ordinance No. 12899-2014 (PALC)
- Environmental Compliance Certificate issued by the DENR

- *Environmental Clearance/ Certificate of Social Acceptability*
- *Plans and other documents*

COMMITTEE SPONSOR/S:

COMMITTEE ON SUBDIVISION AND LANDED ESTATE	-	COUNCILOR DOMETILO C. ACENAS, JR., CHAIRPERSON COUNCILOR ENRICO D. SALCEDO, VICE CHAIR COUNCILOR JAY R. PASCUAL, MEMBER COUNCILOR REUBEN R. DABA, MEMBER COUNCILOR MARIA LOURDES S. GAANE, MEMBER
COMMITTEE ON LAWS AND RULES	-	COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON COUNCILOR ZALDY O. OCON, VICE CHAIRMAN COUNCILOR GEORGE S. GOKING, MEMBER

**MINUTES OF THE 68TH REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 8 JANUARY 2018**

City Vice Mayor **RAINEIR JOAQUIN V. UY**, Presiding Officer, called the session to order at exactly 3:35P.M.

The members present were the following:

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

First District:

- City Councilor **ZALDY O. OCON**, PRESIDING OFFICER PROTEMPORE
- City Councilor **LORDAN G. SUAN**
- City Councilor **EDNA M. DAHINO**
- City Councilor **JAY R. PASCUAL**
- City Councilor **ROMEO V. CALIZO**
- City Councilor **GEORGE S. GOKING**
- City Councilor **ANNIE Y. DABA**
- City Councilor **REUBEN R. DABA**

Second District:

- City Councilor **NADYA EMANO-ELIPE**, ASSISTANT MINORITY FLOOR LEADER
- City Councilor **MARIA LOURDES S. GAANE, MD.**
- City Councilor **DOMETILO C. ACENAS, JR.**
- City Councilor **IAN MARK Q. NACAYA**, MAJORITY FLOOR LEADER-COALITION
- City Councilor **LEON D. M. GAN, JR.**, MINORITY FLOOR LEADER
- City Councilor **TEODULFO E. LAO, JR.**, ASST. MAJORITY FLOOR LEADER- COALITION
- City Councilor **SUZETTE G. MAGTAJAS-DABA**
- City Councilor **ENRICO D. SALCEDO**

Ex-Officio Member:

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

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

A. ON MINUTES OF THE 67TH REGULAR SESSION ON DECEMBER 11, 2017 AND OF THE SPECIAL SESSION ON DECEMBER 27, 2017

MOTION NO. 23493-2018

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE 67TH REGULAR SESSION ON DECEMBER 11, 2017 AND OF THE SPECIAL SESSION ON DECEMBER 27, 2017, 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 Edna M. Dahino, Reuben R. Daba & George S. Goking, UNANIMOUSLY CARRIED.

MOTION NO. 23494-2018

MOTION TO APPROVE THE MINUTES OF THE 67TH REGULAR SESSION ON DECEMBER 11, 2017 AND OF THE SPECIAL SESSION ON DECEMBER 27, 2017

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Teodulfo E. Lao, Jr. & Reuben R. Daba, UNANIMOUSLY CARRIED.

B. SPECIAL REPORT

- i. Councilor Reuben R. Daba proposed that the City Council request the DENR to exempt and allow the City Government to construct barangay centers, multi-purpose halls, parks, open spaces and promenades, among other facilities, on the No Build Zones beside the mega dike of both banks of the Cagayan de Oro River, among other things.

Action taken: The report was referred to the Committee of the Whole for further study.

- ii. Councilor Yan Lam S. Lim expressed his support to the extension of the declaration by the President of Martial Law in the islands of Mindanao even as he urged his colleagues to also support the same, among other things.

Action taken: The Body adopted Resolution No. 12883 - 2018

- iii. Councilor Ian Mark Q. Nacaya urged the National Government to institute permanent solutions like constructing pro-active infrastructure projects so as to prevent urban flooding, which has become the new normal, especially in highly urbanized cities, among other things.

Action taken: The Body adopted Resolution No. 12888-2018.

C. ON MINUTES OF THE 68TH REGULAR SESSION ON JANUARY 8, 2018

*At this juncture, Councilor Dometilo C. Acenas, Jr.
& Councilor Yan Lam S. Lim were out of the Session Hall*

RESOLUTION NO. 12862-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 9**, THIS CITY, ITS ORDINANCE NO. 003, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12863-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 11**, THIS CITY, ITS ORDINANCE NO. 02, SERIES OF 2018, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12864-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 31**, THIS CITY, ITS ORDINANCE NO. 2, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12865-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 28**, THIS CITY, ITS ORDINANCE NO. 02-17, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12866-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **IPONAN**, THIS CITY, ITS ORDINANCE NO. 02-17, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12867-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **KAUSWAGAN**, THIS CITY, ITS ORDINANCE NO. 2, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12868-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **CAMAMAN-AN**, THIS CITY, ITS ORDINANCE NO. 111, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 2 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12869-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **PUNTOD**, THIS CITY, ITS ORDINANCE NO. 003, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 2 FOR CY 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

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual, George S. Goking & Reuben R. Daba, UNANIMOUSLY CARRIED.

MOTION NO. 23495-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NOS. 12862-2018, 12863-2018, 12864-2018, 12865-2018, 12866-2018, 12867-2018, 12868-2018 & 12869-2018.**

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

RESOLUTION NO. 12870-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 4**, THIS CITY, ITS ORDINANCE NO. 004, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12871-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 5**, THIS CITY, ITS ORDINANCE NO. 17-001, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12872-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 10**, THIS CITY, ITS ORDINANCE NO. 018-001, SERIES OF 2017, 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12873-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 19**, THIS CITY, ITS ORDINANCE NO. 07-10-17, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12874-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 22**, THIS CITY, ITS ORDINANCE NO. 03, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12875-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 16**, THIS CITY, ITS ORDINANCE NO. 03, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12876-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 23**, THIS CITY, ITS ORDINANCE NO. 17-003, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12877-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 36**, THIS CITY, ITS ORDINANCE NO. 15, 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12878-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 38**, THIS CITY, ITS ORDINANCE NO. 02, SERIES OF 2017, 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12879-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 40**, THIS CITY, ITS ORDINANCE NO. 03, 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12880-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BAYANGA**, THIS CITY, ITS ORDINANCE NO. 03, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12881-2018

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BESIGAN**, THIS CITY, ITS ORDINANCE NO. 01-17, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 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 Teodulfo E. Lao, Jr., George S. Goking, Reuben R. Daba & Edna M. Dahino, UNANIMOUSLY CARRIED

MOTION NO. 23496-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NOS. 12870-2018, 12871-2018, 12872-2018, 12873-2018, 12874-2018, 12875-2018, 12876-2018, 12877-2018, 12878-2018, 12879-2018, 12880-2018 & 12881-2018.**

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

ORDINANCE NO. 13361-2018

AN ORDINANCE PROVIDING FOR THE SCHOLARSHIP CODE OF 2018

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Reuben R. Daba, George S. Goking, & Jay R. Pascual with Councilor Teodulfo E. Lao, Jr. abstaining, UNANIMOUSLY APPROVED.

MOTION NO. 23497-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13361-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Reuben R. Daba, UNANIMOUSLY CARRIED.

MOTION NO. 23498-2018

MOTION TO INCLUDE IN TODAY'S REGULAR AGENDA THE FOLLOWING, AS ITEM:

- 5] **PROPOSED RESOLUTION No. 2018-21** – approving and/or adopting the Annual Investment Program (AIP) of Cagayan de Oro for CY 2018.
- 6] **PROPOSED RESOLUTION NO. 2018-22** – expressing the 18th City Council's unequivocal support to the one-year extension of the declaration of Martial Law in the Islands of Mindanao, which was overwhelmingly granted by Congress to address the continuing terrorist threat and increasing violence from the communist rebels, among other reasons.

Proponents: All Members

- 7] **PROPOSED RESOLUTION NO. 2018-23** – expressing the 18th City Council's gratitude and congratulations to the officers, staff and employees, as the case maybe, of the City Disaster and Risk Reduction and Management Department (CDRRMD), Armed Forces of the Philippines, composing of Philippine Army, Philippine Air Force & Philippine Navy, Cagayan de Oro City Police Office, Cagayan de Oro City Fire Department, City Social Welfare Department, and to the various Volunteer Rescue Groups in the City, for their valuable efforts and assistance resulting to a zero casualty during the onslaught of Tropical Storm Vinta and Tropical Depression Agaton.

Proponents: Councilor Reuben R. Daba and All Members

- 8] **PROPOSED RESOLUTION NO. 2018-24** – expressing the 18th City Council's gratitude to Honorable Senate President Aquilino Pimentel III for funding the construction of River Control Dike along Cugman River, this City, which saved about 500 houses along the said river during the flooding thereat caused by Tropical Storm Vinta; and requesting him to further fund the completion of the said river control project.

Proponents: Councilor Zaldy O. Ocon and Majority Members

- 9] **PROPOSED RESOLUTION NO. 2018-25** – earnestly requesting His Excellency, President Rodrigo R. Duterte to find ways and means to permanently address the perennial flooding in flood-prone areas of Cagayan de Oro City and to allocate funds for the construction of water channels or drainage systems in the City in the amount of P4.2 Billion for the purpose.

Proponents: Councilor Ian Mark Q. Nacaya and All Members

- 10] **PROPOSED RESOLUTION NO. 2018-26** – expressing the City's gratitude to the management of Monark Equipment Corporation for leasing for free to the City Government of Cagayan de Oro several heavy equipment, which were used during the cleanup drive of barangays flooded during Typhoon Vinta.

Proponent: Councilor Zaldy O. Ocon

- 11] **PROPOSED RESOLUTION NO. 2018-27** – reiterating the request of the city government of Cagayan de Oro with the Office of the President for an authority/clearance to undertake dredging

activity at the Cagayan de Oro River so as to remove the sandbars and restore the depth of the river as a deterrent against flooding in the city.

Proponent: Councilor Teodulfo E. Lao, Jr.

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12882-2018

RESOLUTION APPROVING AND/OR ADOPTING THE ANNUAL INVESTMENT PROGRAM (AIP) OF CAGAYAN DE ORO FOR CY 2018

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr. & Reuben R. Daba, CARRIED BY MAJORITY.

<u><i>In Favor:</i></u>	1 st District:	- Councilor Zaldy O. Ocon - Councilor Jay R. Pascual - Councilor George S. Goking - Councilor Reuben R. Daba	- Councilor Edna M. Dahino - Councilor Romeo V. Calizo - Councilor Annie Y. Daba
	2 nd District:	- Councilor Maria Lourdes S. Gaane - Councilor Suzette G. Magtajas-Daba - Councilor Enrico D. Salcedo	- Councilor Teodulfo E. Lao, Jr. - Councilor Ian Mark Q. Nacaya
<u><i>Against:</i></u>		- Councilor Lordan G. Suan - Councilor Nadya B. Emano-Elipse	- Councilor Leon D. Gan, Jr.
<u><i>Out of Session Hall:</i></u>		- Councilor Dometilo C. Acenas, Jr.	- Councilor Yan Lam S. Lim

MOTION NO. 23499-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12882-2018**.

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr. & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12883-2018

RESOLUTION EXPRESSING THE 18TH CITY COUNCIL'S UNEQUIVOCAL SUPPORT TO THE ONE-YEAR EXTENSION OF THE DECLARATION OF MARTIAL LAW IN THE ISLANDS OF MINDANAO, WHICH WAS OVERWHELMINGLY GRANTED BY CONGRESS TO ADDRESS THE CONTINUING TERRORIST THREAT AND INCREASING VIOLENCE FROM THE COMMUNIST REBELS, AMONG OTHER REASONS

Proponents: All Members

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Romeo V. Calizo & George S. Goking, UNANIMOUSLY CARRIED.

MOTION NO. 23500-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12883-2018**.

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Romeo V. Calizo & Reuben R. Daba, UNANIMOUSLY CARRIED.

*At this juncture Councilor Nadya Emano-Elipse
was out of the Session hall.*

RESOLUTION NO. 12884-2018

RESOLUTION EXPRESSING THE 18TH CITY COUNCIL'S GRATITUDE AND CONGRATULATIONS TO THE OFFICERS, STAFF AND EMPLOYEES, AS THE CASE MAYBE, OF THE CITY DISASTER AND RISK REDUCTION AND MANAGEMENT DEPARTMENT (CDRRMD), ARMED FORCES OF THE PHILIPPINES, COMPOSING OF

PHILIPPINE ARMY, PHILIPPINE AIR FORCE & PHILIPPINE NAVY , CAGAYAN DE ORO CITY POLICE OFFICE, CAGAYAN DE ORO CITY FIRE DEPARTMENT, ORO RESCUE 2000, BARANGAY OFFICIALS, CITY SOCIAL WELFARE DEPARTMENT, GAISANO, LIMKETKAI AND FILIPINO-CHINESE VOLUNTEER FIRE BRIGADES, THE PROVINCIAL GOVERNMENT OF MISAMIS ORIENTAL, GOVERNOR YEVGENY VICENTE B. EMANO, THE LOCAL MEDIA COMMUNITY, THE CITY INFORMATION OFFICE, AND TO THE VARIOUS VOLUNTEER RESCUE GROUPS IN THE CITY, FOR THEIR VALUABLE EFFORTS AND ASSISTANCE RESULTING TO A ZERO CASUALTY DURING THE ONSLAUGHT OF TROPICAL STORM VINTA AND TROPICAL DEPRESSION AGATON.

Proponents: Councilor Reuben R. Daba and All Members

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr. Romeo V. Calizo, George S. Goking & Jay R. Pascual, UNANIMOUSLY CARRIED.

MOTION NO. 23501-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12884-2018**.

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12885-2018

RESOLUTION EXPRESSING THE 18TH CITY COUNCIL'S GRATITUDE TO HONORABLE SENATE PRESIDENT AQUILINO PIMENTEL III FOR FUNDING THE CONSTRUCTION OF THE RIVER CONTROL DIKE ALONG CUGMAN RIVER, THIS CITY, WHICH SAVED ABOUT 500 HOUSES ALONG THE SAID RIVER DURING THE FLOODING THEREAT CAUSED BY TROPICAL STORM VINTA; AND EARNESTLY REQUESTING HIM TO FURTHER FUND THE COMPLETION OF THE SAID RIVER CONTROL PROJECT

Proponents: Councilor Zaldy O. Ocon and Majority Members

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr. & Reuben R. Daba, UNANIMOUSLY CARRIED.

MOTION NO. 23502-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12885-2017**.

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

RESOLUTION NO. 12886-2018

RESOLUTION EARNESTLY REQUESTING HIS EXCELLENCY, PRESIDENT RODRIGO R. DUTERTE TO FIND WAYS AND MEANS TO PERMANENTLY ADDRESS THE PERENNIAL FLOODING IN FLOOD-PRONE AREAS OF CAGAYAN DE ORO CITY AND TO ALLOCATE FUNDS FOR THE CONSTRUCTION OF WATER CHANNELS OR DRAINAGE SYSTEMS IN THE CITY IN THE AMOUNT OF P4.2 BILLION FOR THE PURPOSE

Proponents: Councilor Ian Mark Q. Nacaya and All Members

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

MOTION NO. 23503-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12886-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Reuben R. Daba & Teodulfo E. Lao, Jr., UNANIMOUSLY CARRIED.

RESOLUTION NO. 12887-2018

RESOLUTION EXPRESSING THE CITY'S GRATITUDE TO THE MANAGEMENT OF MONARK EQUIPMENT CORPORATION FOR LEASING FOR FREE TO THE CITY GOVERNMENT OF CAGAYAN DE ORO SEVERAL HEAVY EQUIPMENT, WHICH WERE USED DURING THE CLEANUP DRIVE OF BARANGAYS FLOODED DURING TYPHOON VINTA

Proponent: Councilor Zaldy O. Ocon

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Reuben R. Daba & Teodulfo E. Lao, Jr., UNANIMOUSLY CARRIED.

MOTION NO. 23504-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12887-2018**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Teodulfo E. Lao, Jr., UNANIMOUSLY CARRIED.

RESOLUTION NO. 12888-2018

RESOLUTION REITERATING THE REQUEST OF THE CITY GOVERNMENT OF CAGAYAN DE ORO WITH THE OFFICE OF THE PRESIDENT FOR AN AUTHORITY/CLEARANCE TO UNDERTAKE DREDGING ACTIVITY AT THE CAGAYAN DE ORO RIVER SO AS TO REMOVE THE SANDBARS AND RESTORE THE DEPTH OF THE RIVER AS A DETERRENT AGAINST FLOODING IN THE CITY

Proponent: Councilor Teodulfo E. Lao, Jr.

Moved by Councilor Teodulfo E. Lao, Jr., duly seconded by Councilors Romeo V. Calizo & Jay R. Pascual, UNANIMOUSLY CARRIED.

MOTION NO. 23505-2018

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12888-2018.**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Teodulfo E. Lao, Jr. & Jay R. Pascual, UNANIMOUSLY CARRIED.

MOTION NO. 23506-2018

MOTION TO ADJOURN THE 68TH REGULAR SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON JANUARY

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

The session adjourned at 5:30 PM, January 8, 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. 13362-2018

AN ORDINANCE PROVIDING FOR THE CITY SCHOLARSHIP CODE OF 2018

Whereas, being the hub of Northern Mindanao, the City of Cagayan de Oro envisions itself as an educated city whose workforce is productive, skilled and competent to meet the demands of the twenty-first century industry;

Whereas, it is the priority of the City Government to help facilitate the creation of a quality workforce through a variety of scholarship grants to deserving students;

Whereas, the City Government recognizes that education should not be a privilege but a right to every willing and capable Kagayanon;

Whereas, the City Government envisions a devolved scholarship program which is directed and channeled to the Partner Academic Institutions themselves;

NOW, THEREFORE:

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

ARTICLE I GENERAL PROVISIONS

SECTION 1. Title. This ordinance shall be known and cited as the “*Scholarship Code of 2018.*”

SECTION 2. Declaration of Policy.

- a. The Local Government recognizes the vitality of an educated, innovative, and competent workforce for the development of the city and Northern Mindanao. To this end, it shall protect and promote the right of all citizens to quality education at all levels, and shall take appropriate steps to make such education accessible to all.
- b. Recognizing the gaps among the various sectors of society, the local government shall provide scholarship opportunities as well as financial assistance to deserving individuals with particular protection to disadvantaged sectors such indigenous peoples and cultural communities, differently-abled persons, senior citizens, victims of calamities, victims of economic dislocation and the urban poor;
- c. The local government shall provide a scholarship program that is responsive to the demands of local and international industry as well as facilitate the enhancement of skills needed in the globalized economy;
- d. The local government shall provide a merit-based scholarship program selection process free from political accommodation where the Partner Academic Institution plays a leading and primary role in the implementation of the program;
- e. The local government shall promote and advance stakeholder participation in the design and implementation of the Scholarship program, which shall include both private and public entities as provided for in this code;



- f. The local government shall encourage partnerships with the private sector in terms of raising and mobilizing resources for the scholarship program through incentives, agreements, and other reasonable schemes;
- g. No individual shall be denied admission to program because of physical disability, political belief and affiliation, national origin, ancestry, race, religion, sex, sexual orientation, gender identity, gender expression and to the extent specified by this ordinance, age or veteran status be discriminated against.

SECTION 3. Definition of Terms-

- a. **Scholarship Program** - shall refer to the totality of the program.
- b. **Scholarship Agreement** – shall refer to the contract freely entered upon by the grantee and the city government represented by the City Mayor, with the conditions laid down by the ordinance and the implementing rules.
- c. **Scholarship Grant** – shall refer to the financial package covering the tuition and other fees in order to become bona fide students of an accredited academic institution.
- d. **CSP** – shall refer to the City Scholarship Program.
- e. **Scholar** – shall refer to the person who is granted such scholarship.
- f. **The Board** – shall refer to the policy and supervisory body of the scholarship program.
- g. **The Committee** – shall refer to the Scholarship Review and Monitoring Committee
- h. **The Office** – shall refer to the City Scholarship Office.
- i. **Financial Assistance** - shall refer to the monetary allowance given.
- j. **Poor** - Refers to individuals and families whose income fall below the poverty threshold as defined by the National Economic and Development Authority and/or cannot afford in a sustained manner to provide their minimum basic needs of food, health, education, housing and other essential amenities of life;
- k. **Differently abled Persons** - Disabled Persons are those suffering from restriction of different abilities, as a result of a mental, physical or sensory impairment, to perform an activity in the manner or within the range considered normal for a human being as provided in RA 7277 also known as the Magna Carta for Disabled Persons;
- l. **Indigenous Cultural Communities/Indigenous Peoples** — refer to a group of people or homogenous societies identified by self-ascription and ascription by others, who have continuously lived as organized community on communally bounded and defined territory, and who have, under claims of ownership since time immemorial, occupied, possessed and utilized such territories, sharing common bonds of language, customs, traditions and other distinctive cultural traits, or who have, through resistance to political, social and cultural inroads of colonization, non-indigenous religions and cultures, became historically differentiated from the majority of Filipinos as provided in RA 8371 also known as The Indigenous Peoples' Rights Act of 1997.”
- m. **Stipend** – shall refer to the cash allowance given to Performance-Based Scholars.
- n. **21st Century Skills** – shall refer to a basket of skills, which focus on creativity, critical thinking, communication and collaboration. It also includes creativity and Innovation, critical thinking, problem solving, communication and collaboration.



- o. **Memorandum of Agreement** – a contract entered into between the local government unit and the Partner Academic Institution, which shall set forth the terms for admission in the scholarship program as well as the terms for maintaining the scholarship save those specifically provided in this ordinance, terms or conditions for its suspension or deferment, number of slots to be made available, the scholarship types to be made available, the procedure of payment, and related matters in consonance with the Partner Academic Institution's scholarship standards and procedures.
- p. **Technical Education** - shall refer to the education process designed at post-secondary and lower tertiary levels, officially recognized as non-degree programs aimed at preparing technicians, para-professionals and other categories of middle-level workers by providing them with a broad range of general education, theoretical, scientific and technological studies, and related job skills training.
- q. **Tertiary Education** – shall refer to the stage of education following the secondary cycle which covers post-secondary non-degree diploma, Technical Vocational Education and Training, and higher education programs, including graduate education.
- r. **Graduate Courses** – refer to higher education programs leading to a certificate, diploma, master's or doctorate degrees as may be authorized by the Commission on Higher Education;
- s. **Partner Academic Institution** – shall refer to the duly-accredited academic institution, which the City Government has entered into a Memorandum of Agreement with and who undertakes to facilitate the implementation of the scholarship program embodied in this ordinance.

SECTION 4. *Profile of A City Scholar.* - A City Scholar is a Filipino citizen committed to the service of the country and the city:

- (a) A City Scholar is a competent individual equipped with 21st century skills necessary to prosper in a globalized and diversified economy.
- (b) A city scholar continues to learn and master his skill set to further expand his professional capacity.
- (c) A City Scholar strives to live a lifestyle of integrity and compassion rooted in his belief of the inherent goodness of humanity.
- (d) A City Scholar is dedicated in building strong relationships grounded in mutual respect.
- (e) A City Scholar is dedicated to nation building expressed in his active involvement in school and in his immediate community.
- (f) A City Scholar is involved not only in the fulfillment of his personal goals but also answer the greater demands of justice and citizenship.

SECTION 5. *Rules of Interpretation.* - These provisions shall be liberally construed in favor of the scholar, consistent with their right to quality education and guided by the principle of social justice and equity.



ARTICLE II SCHOLARSHIP TYPES

SECTION 6. Types. - The City scholarship program shall be composed of the following type, namely:

- (a) **Performance-Based Type.** This Type refers to the scholarship grant covering the whole duration of tertiary education and whose course is the personal choice of the grantee. They shall likewise receive a stipend.
- (b) **The College Financial Assistance Type.** This Type refers to the financial assistance given to deserving individuals who already enrolled in college but is unable to continue due to financial difficulties. This shall include those who can no longer enroll due to economic dislocation due to government-implemented projects in the city.
- (c) **Income-Based Type.** This type refers to the scholarship grant covering the whole duration of tertiary education and whose course options are identified by the Scholarship Board in accordance with the demands of industry. They shall likewise receive financial assistance.
- (d) **Technical – Vocational Assistance Type.** This type refers to the scholarship grant given to deserving individuals enrolled in technical – vocational courses as provide by this code. They shall likewise receive financial assistance.
- (e) **Research Grants Type.** This type refers to the financial assistance given for their thesis or dissertation to individuals in the graduate and postgraduate levels whose potential service will benefit Cagayan de Oro City.
- (f) **Graduate Course Type.** This type refers to the scholarship grant given to deserving individuals who shall pursue graduate studies as defined in this Ordinance. They shall likewise receive financial assistance.

SECTION 7. Role of the Partner Academic Institutions - The Partner Academic Institutions shall play a vital and primary role in the implementation of the ordinance. The selection process of potential scholars shall be administered by their respective scholarship offices based on their own admission rules save the specific qualifications set in this ordinance. The Office and the Partner Academic Institution shall likewise coordinate with each other for the determination of available slots, allocation of scholarship types, specific conditions for maintaining the scholarship, conditions for suspension or deferment, procedure of payment and other related matters which shall be embodied in the Memorandum of Agreement.

SECTION 8. Authority to sign the Memorandum of Agreement- The City Mayor shall have the authority to enter into a Memorandum of Agreement (MOA) with the Partner Academic Institution. The City Mayor shall provide a yearly report to the Board and the Sangguniang Panlungsod on the status of the scholarship programs.



ARTICLE III QUALIFICATION

SECTION 9. *Qualifications for the Performance-Based Type.* - A high school graduate is qualified to avail of the program if he/she possesses the following qualifications:

- a. Filipino citizen;
- b. A resident of one of the barangays of the City for at least six (6) months;
- c. With a General Weighted Average of at least 85% or its equivalent;
- d. Graduate of any public or private high school in the city as certified by the school concerned and has not earned any college unit. If the applicant is a graduate from a school outside the City, his/her parents shall be bona fide residents of the City;
- e. Clean bill of health as certified by a duly licensed government physician;
- f. Has passed the entrance examination given by the college or university where he/she intends to enroll.

SECTION 10. *Qualifications for the Income-Based Type.* – A high school graduate is qualified to avail of the program if he/she possesses the following qualifications:

- a. Filipino citizen;
- b. A resident of one of the barangays of the City for at least six (6) months;
- c. Has a monthly income of less than Php 5,000 or the current poverty threshold as established by the Board through the recommendation of NEDA;
- d. With a General Weighted Average of at least 75% or its equivalent;
- e. Graduate of any public or private high school in the city as certified by the school concerned and has not earned any college unit. If the applicant is a graduate from a school outside the City, his/her parents shall be bona fide residents of the City;
- f. Clean bill of health as certified by a duly licensed government physician;
- g. Has passed the entrance examination given by the college or university where he/she intends to enroll.

SECTION 11. *Qualifications for the College Financial Assistance Type.* – An individual who enrolls in a tertiary course but is unable to continue due to dire financial difficulties, economic dislocation due to government implemented projects in the city, or natural calamities which occurred in the city, is qualified to avail of the program if he/she possesses the following qualifications:

- a. Filipino citizen;
- b. A resident of one of the barangays of the City for at least six (6) months;
- c. Clean bill of health as certified by a duly licensed government physician;
- d. With a General Weighted Average of at least 75% or its equivalent.



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SECTION 12. *Qualification for Research Grants Type.* – An individual who enrolls in a masteral or doctoral degree with a thesis or dissertation whose potential service will benefit Cagayan de Oro City and falls within the guidelines provided for by the board is qualified to avail of this program if he or she has the following qualifications:

- a. Filipino citizen;
- b. The academic Institution in which he is enrolled has approved the research proposal;
- c. A resident of one of the barangays of the City for at least six (6) months;
- d. Clean bill of health as certified by a duly licensed government physician.

SECTION 13. *Qualification for Technical Vocational Scholarship.* – A high school graduate can avail this grant if he or she has the following qualifications:

- a. Filipino citizen;
- b. Resident of one of the barangays of the City for at least six (6) months;
- c. Clean bill of health as certified by a duly licensed government physician;
- d. Has passed the entrance examination given by the college or university where he/she intends to enroll.

SECTION 14. *Qualification for the Graduate Course Type* – An individual who enrolls in a graduate course is qualified to avail of this type if he or she has the following qualifications:

- a. Filipino citizen;
- b. A resident of one of the barangays of the City for at least six (6) months;
- c. Clean bill of health as certified by a duly licensed government physician;
- d. Has passed the entrance examination given by the college or university where he/she intends to enroll;
- e. Has demonstrated a strong commitment to nation-building and professional development in a specific field of endeavor as maybe be further defined by the implementing rules.

**ARTICLE IV
SOCIAL PROTECTION**

SECTION 15. *Guiding Principle.* - Subject to the specific qualifications provided in the various scholarship types, marginalized groups such as persons with disabilities, Indigenous Peoples, rebel returnees, solo parents, senior citizens and former detainees shall be given preference in the selection process subject to appropriate guidelines promulgated by the office as approved by the Board.

SECTION 16. *Identification.* – The Office, as approved by the Board, shall provide the rules and mechanisms to ensure the proper screening, authentication, and validation of the



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applicants coming from the marginalized groups and integrate such into the Memorandum of Agreement.

SECTION 17. *Role of the Partner Academic Institution for Social Protection* – The Office in coordination with the Partner Academic Institution may allocate the number of scholarship slots to be made available to one, some or all of the marginalized groups, which shall be embodied in the Memorandum of Agreement.

ARTICLE V
CONDITIONS FOR RENEWAL EVALUATION OF GRANTS AND DEFERMENT

SECTION 18. *General Conditions of the Grant*. – The scholarship grant under the Program shall be subject to the following conditions:

- a. It shall only apply to any school, college or university located within the City of Cagayan de Oro with level 2 accredited program and with an existing Memorandum of Agreement as defined in this ordinance;
- b. The scholar must be able to maintain the grade requirement as specified in the Memorandum of Agreement with the Partner Academic Institution in which he or she is enrolled.

SECTION 19. *Scholar evaluation for the Performance type*. – After each school semester, the Partner Academic Institution shall submit to the Committee the academic performance and/or records of the scholars and the Office shall evaluate the same and recommend to the Board for the continuation or for the cancellation of the grant, subject to the following conditions:

- a. The scholar must have enrolled in at least the minimum regular load required by the course curriculum;
- b. Shall have maintained an above-average grade as set by the Partner Academic Institution and embodied in the Memorandum of Agreement;
- c. Not to transfer residence unless it is required under the academic program of the Partner Academic Institution;
- d. Has not violated any conditions set forth by the Program as well as policies, rules and regulations of the institution where he/she is enrolled;
- e. Has not changed course twice after the scholarship has been approved subject to the specific rules and regulations provided by the Partner Academic Institution;
- f. Has not made any misrepresentation of data related to the obtaining of the scholarship, and/or terms and conditions of the scholarship; and
- g. Has not been meted an official sanction or penalty imposed on a scholar for misconduct after formal investigation conducted by the Student Affairs Office of the Partner Academic Institution.
- h. Not avail or accept any other scholarship grant while pursuing studies under the CSP;



- i. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;
- j. Report and submit a copy of academic records/status at the end of every semester duly certified by the school;
- k. Report and submit certification of completion (transcript of records, diploma, etc.) of the grant certified by the school or university concerned to the Scholarship Committee;
- l. Not to take regular employment during the academic school-year.

SECTION 20. *Scholar evaluation for the college financial assistance type.* - After each school semester, the Dean or School Registrar shall submit to the Committee the academic performance and/or records of the scholars and the Committee shall evaluate the same and recommend to the Board for the continuation or for the cancellation of the grant, subject to the following conditions:

- a. The scholar must have enrolled in at least the minimum regular load required by the course curriculum;
- b. Not to transfer residence unless it is required under the academic program of the Partner Academic Institution;
- c. Shall have maintained the minimum scholarship requirement grade as set by the Partner Academic Institution and embodied in the Memorandum of Agreement;
- d. Has not violated any conditions set forth by the Program as well as policies, rules and regulations of the institution where he/she is enrolled;
- e. Has not changed course twice after the scholarship has been approved subject to the specific rules and regulations provided by the Partner Academic Institution;
- f. Has not made any misrepresentation of data related to the obtaining of the scholarship, and/or terms and conditions of the scholarship; and
- g. Has not been meted an official sanction or penalty imposed on a scholar for misconduct after formal investigation conducted by the Student Affairs Office of the Partner Academic Institution.
- h. Not avail or accept any other scholarship grant while pursuing studies under the CSP;
- i. Report and submit a copy of academic records/status at the end of every semester duly certified by the school;
- j. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;
- k. Report and submit certification of completion (transcript of records, diploma, etc.) of the grant certified by the school or university concerned to the Scholarship Committee;
- l. Not to take regular employment during the academic school-year.

SECTION 21. *Scholar evaluation for the Income-based Type.* - After each school semester, the Dean or School Registrar shall submit to the Committee the academic performance



and/or records of the scholars and the Committee shall evaluate the same and recommend to the Board for the continuation or for the cancellation of the grant, subject to the following conditions:

- a. The scholar must have enrolled in at least the minimum regular load required by the course curriculum;
- b. Not to transfer residence unless it is required under the academic program of the Partner Academic Institution;
- c. Shall have maintained the minimum scholarship requirement grade as set by the Partner Academic Institution and embodied in the Memorandum of Agreement;
- d. Has not violated any conditions set forth by the Program as well as policies, rules and regulations of the institution where he/she is enrolled;
- e. Has not changed course twice after the scholarship has been approved subject to the specific rules and regulations provided by the Partner Academic Institution;
- f. Has not made any misrepresentation of data related to the obtaining of the scholarship, and/or terms and conditions of the scholarship;
- g. Has not been meted an official sanction or penalty imposed on a scholar for misconduct after formal investigation conducted by the Student Affairs Office of the Partner Academic Institution.
- h. Not avail or accept any other scholarship grant while pursuing studies under the CSP;
- i. Report and submit a copy of academic records/status at the end of every semester duly certified by the school;
- j. Report and submit certification of completion (transcript of records, diploma, etc.) of the grant certified by the school or university concerned to the Scholarship Committee;
- k. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;
- l. Not to take regular employment during the academic school-year.

SECTION 22. *Scholar evaluation for the Technical-Vocational Assistance Type.* - After each school semester, the Dean or School Registrar shall submit to the Committee the academic performance and/or records of the scholars and the Committee shall evaluate the same and recommend to the Board for the continuation or for the cancellation of the grant, subject to the following conditions:

- a. The scholar must have enrolled in at least the minimum regular load required by the course curriculum;
- b. Not to transfer residence unless it is required under the academic program of the Partner Academic Institution;
- c. Shall have maintained the minimum scholarship requirement grade as set by the Partner Academic Institution and embodied in the Memorandum of Agreement;



- d. Has not violated any conditions set forth by the Program as well as policies, rules and regulations of the institution where he/she is enrolled;
- e. Has not changed course twice after the scholarship has been approved subject to the specific rules and regulations provided by the Partner Academic Institution;
- f. Has not made any misrepresentation of data related to the obtaining of the scholarship, and/or terms and conditions of the scholarship; and
- g. Has not been meted an official sanction or penalty imposed on a scholar for misconduct after formal investigation conducted by the Student Affairs Office of the Partner Academic Institution.
- h. Not avail or accept any other scholarship grant while pursuing studies under the CSP;
- i. Report and submit a copy of academic records/status at the end of every semester duly certified by the school;
- j. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;
- k. Report and submit certification of completion (transcript of records, diploma, etc.) of the grant certified by the school or university concerned to the Scholarship Committee;
- l. Not to take regular employment during the academic school-year.

SECTION 23. *Scholar evaluation for the Research Grant Type.* - After each school semester, the Dean or School Registrar shall submit to the Committee the academic performance and/or records of the scholars and the Committee shall evaluate the same and recommend to the Board for the continuation or for the cancellation of the grant, subject to the following conditions:

- a. The scholar must have enrolled in at least the minimum regular load required by the course curriculum;
- b. Not to transfer residence unless it is required under the academic program of the Partner Academic Institution;
- c. Shall have maintained the minimum scholarship requirement grade as set by the Partner Academic Institution and embodied in the Memorandum of Agreement;
- d. Has not violated any conditions set forth by the Program as well as policies, rules and regulations of the institution where he/she is enrolled;
- e. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;
- f. Has not changed course twice after the scholarship has been approved subject to the specific rules and regulations provided by the Partner Academic Institution;
- g. Has not made any misrepresentation of data related to the obtaining of the scholarship, and/or terms and conditions of the scholarship; and



- h. Has not been meted an official sanction or penalty imposed on a scholar for misconduct after formal investigation conducted by the Student Affairs Office of the Partner Academic Institution.
- i. Not avail or accept any other scholarship grant while pursuing studies under the CSP;
- j. Report and submit a copy of academic records/status at the end of every semester duly certified by the school;
- k. Report and submit certification of completion (transcript of records, diploma, etc.) of the grant certified by the school or university concerned to the Scholarship Committee;

SECTION 24. *Scholar evaluation for the Graduate Studies Type.* - After each school semester, the Dean or School Registrar shall submit to the Committee the academic performance and/or records of the scholars and the Committee shall evaluate the same and recommend to the Board for the continuation or for the cancellation of the grant, subject to the following conditions:

- a. The scholar must have enrolled in at least the minimum regular load required by the course curriculum;
- b. Not to transfer residence unless it is required under the academic program of the Partner Academic Institution;
- c. Shall have maintained the minimum scholarship requirement grade as set by the Partner Academic Institution and embodied in the Memorandum of Agreement;
- d. Has not violated any conditions set forth by the Program as well as policies, rules and regulations of the institution where he/she is enrolled;
- e. Has not changed course twice after the scholarship has been approved subject to the specific rules and regulations provided by the Partner Academic Institution;
- f. Has not made any misrepresentation of data related to the obtaining of the scholarship, and/or terms and conditions of the scholarship; and
- g. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;
- h. Has not been meted an official sanction or penalty imposed on a scholar for misconduct after formal investigation conducted by the Student Affairs Office of the Partner Academic Institution.
- i. Not avail or accept any other scholarship grant while pursuing studies under the CSP;
- j. Report and submit a copy of academic records/status at the end of every semester duly certified by the school;
- k. Report and submit certification of completion (transcript of records, diploma, etc.) of the grant certified by the school or university concerned to the Scholarship Committee;
- l. Attend to all activities of the Scholar's Organization in which the grantee/scholar is a member abide with every rule, regulation and/or policy as provided for in its Constitution and By-laws;



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SECTION 25. *Suspension of the Grant* – Subject to the specific rules of the Partner Academic Institutions and the Memorandum of Agreement, the scholar can ask for the suspension of of his or her scholarship grant upon a letter addressed to the office stating the reasons thereof. The following shall be basis for suspending the grant:

- a. Health concerns such as but not limited to sickness, maternity or disability.
- b. Academic consideration
- c. Other conditions beyond the control of the scholar

The office shall review the request and shall forward such to the Board for consideration. It shall then be communicated to the Partner Academic Institution for appropriate action.

ARTICLE VI
SCHOLARSHIP PROGRAM ASSISTANCE

SECTION 26. *Program Assistance*. – Stipend shall be further allocated to the scholars under the performance-based type. The rates of the stipend and financial assistance shall be set and recommended by the Office with approval of the Board as further defined by the Implementing Rules.

ARTICLE VII
THE SCHOLARSHIP BOARD

SECTION 27. *Scholarship Board; creation, composition and per diem*. – A Scholarship Board is hereby created to oversee the Program, which shall be composed of the following:

- a. The City Mayor, as Chairperson
- b. The Chairman of the Committee on Education of the Sangguniang Panlungsod, as Vice-chairperson;
- c. Representative from Higher Educational Institution, as member;
- d. Representative from the Business Sector, as member;
- e. Representative from the Commission on Higher Education, as member;
- f. Representative from the Department of Education, as member;
- g. The President of the Sangguniang Kabataan (SK) Federation, as member;
- h. Accredited Civil Society Organization representing the marginalized sector, as member;
- i. Representative from the City Social Welfare and Development Office, as member;
- j. Representative from the Technical Education and Skills Development Authority, as member;
- k. Representative from the Scholarship Office, as member.

The members of this Board shall be appointed by the City Mayor and shall hold office for a term of three (3) years, and shall serve without any compensation except a per diem of Five



Hundred Pesos (P500.00) for every meeting actually attended which shall not exceed two (2) meetings per month.

SECTION 28. *Board powers and functions.* – The Board shall have the following powers and functions:

- a. Formulate guidelines, rules and regulations for the implementation of this program and designate a Secretariat to handle the administrative aspect thereof;
- b. To identify, review, and accredit academic institutions which qualifies as a Partner Academic Institution for purposes of implementing the scholarship program;
- c. To create the course selection menu guided by the industry demands in consultation with TESDA, PESO and other allied agencies;
- d. Lay down policies and guidelines for the operation of a “Scholarship Agreement” or “Adopt A Student” program by individuals or corporations who desire to participate in this undertaking;
- e. To prepare the Memorandum of Agreement between the Partner Academic Institution and the local government unit;
- f. To constitute the Scholarship Review and Monitoring Committee;
- g. Recommend the budget allocation for the program;
- h. Solicit the participation, cooperation and assistance of owners or administrators of schools within the City of Cagayan de Oro and enter into any agreement beneficial pursuant to the purpose of this program;
- i. Avail of professional and technical assistance from qualified consultants and agencies to continually upgrade and enhance the Program’s capabilities; and
- j. Give financial reward for exemplary graduates;
- k. To periodically review the code and recommend amendments if necessary;
- l. Perform such other functions to ensure its continuous implementation.

ARTICLE VIII SCHOLARSHIP REVIEW AND MONITORING COMMITTEE

SECTION 29. *Scholarship Review and Monitoring Committee; creation, composition and per diem.* – A Scholarship Selection Committee is hereby created to supervise and review the scholars who are accepted by the Partner Academic Institution, which shall be composed of the following:

- a. The Committee on Education Chairman of the Sangguniang Panlungsod as The Scholarship Review and Monitoring Committee Chairman;
- b. Representative from the Commission on Higher Education;
- c. Representative from the Department of Education;
- d. Representative from Technical Education and Skills Development Authority;



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- e. Representative from the City Scholarship Office;
- f. Representative from the Higher Educational Institutions.

The members of this Committee shall come from the Board and appointed by the same body through a majority vote. They shall hold office for a term of one (1) year and shall serve without any compensation except a per diem of Five Hundred Pesos (P500.00) for every meeting actually attended which shall not exceed two (2) meetings per month.

SECTION 30. Functions. - The committee shall have the following functions:

- a. Establish the operational procedure for oversight, review and evaluation of accepted scholars in all types in coordination with Partner Academic Institution;
- b. Coordinate with the Partner Academic Institution in streamlining the selection process based on the criteria set forth in this ordinance and the Memorandum of Agreement;
- c. Recommend to the Board the disqualification or suspension of the grant due to violation of the policy or contract after due notice and hearing.

**ARTICLE IX
THE SCHOLARSHIP OFFICE**

SECTION 31. Creation. - (a) There shall be created the City Scholarship Office which shall be within the operational structure of the City Social Welfare and Development Office.

(b) The Function of the City Scholarship Office - The Office shall have the following functions:

- a. Provide technical assistance to the Scholarship Board in the formulation of policy directions
- b. Serve as secretariat to the Scholarship Board;
- c. Shall monitor the implementation of the program in all the Partner Academic Institution;
- d. Conduct the mandatory and continuing monitoring and mentoring to the various grantees;
- e. Coordinate with the other offices in harmonizing the scholarship opportunities of various government agencies;
- f. To undertake such action projects as may be necessary to promote the attainment of the objectives and purposes of this ordinance;
- g. To coordinate with any department, division, office, or any instrumentality of the City Government of Cagayan de Oro or of the national government for such assistance as it may require in the performance of its functions.
- h. Perform such other functions as may be prescribed by law, ordinance require in accordance to the general mandate of the office;



(c) Personnel and functions of the City Scholarship Office. - The following staff and their functions shall comprise the City Scholarship Office:

(1) The City Scholarship Division Head shall have the following function:

- i. Direct all operations of the Office;
- ii. Establish procedures for the effective operation of the Office;
- iii. Submit Quarterly Report on the status of the Scholarship programs, regulations in force and other pertinent information and recommendations to the Board and to other relevant agencies;
- iv. Delegate any function and tasks to competent staff of the Office;
- v. Prepares and submits the annual and supplemental budgets of the Office following existing budgetary rules and regulations;
- vi. Subject to the approval of the City Mayor and recommendation from the Board, arrange for donations, grants, gifts, and to implement sports plans, programs, and policies;
- vii. Performs such other functions as may be assigned by the Office of the City Mayor or as recommended by the Board;
- viii. Represent Cagayan de Oro City in any regional, national or international forum, meeting and functions related to scholarship program development together.

(2) The Assistant Division Chief shall have the following functions:

- i. Assists the Division Head in the operation of the Office and implementation of the program;
- ii. Oversees the operation of the other sections as well as monitor the performance of the officers and staff;
- iii. Performs all duties incidental to the office and those that may be delegated or assigned to her/him by the City Scholarship Officer;

(3) The Records Section Officer shall have the following functions:

- i. Develops and maintains systematic record keeping systems;
- ii. Develops and maintains information of scholars who have concluded their grants in order to track and monitor their professional development;
- iii. Compile and maintain documents relating to the scholar's personal profiles, performance ratings, income-data, and other pertinent documents and information required by the ordinance and the rules;

(4) The Guidance and Counseling Officer shall have the following functions:

- i. Coordinate with the Partner Academic Institution in the development of a counseling plan with modern methods of teaching and mentoring;



- ii. Conduct group or individual counseling sessions to assist students with problems or concerns;
- iii. Assess scholar's attributes and help them realize their strengths;
- iv. Identify behavioral problems or at-risk students and act appropriately;
- v. Cooperate with parents and teachers as well as other interested parties;

(5) The Promotion and Marketing Officer shall have the following functions:

- i. Increase public awareness, through various media platforms on City Scholarship Program;
- ii. Conduct regular promotion and facilitate the accreditation process as provided for by this ordinance;
- iii. In cooperation with the whole office and other agencies of government, organize and implement a yearly Scholarship Exposition where various private and public scholarship programs will be made accessible to the wider public.

(e) Other Personnel of the City Scholarship Office – the local government unit, upon the recommendation of the Scholarship Board, may provide additional staffing requirements in the office and shall be appointed by the Local Chief Executive in whatever status deemed appropriate, and in accordance with the civil service rules and regulations.

ARTICLE X MENTORING AND COACHING

SECTION 32. The Office through the Guidance and Counseling Officer shall coordinate with Partner Academic Institutions on the streamlining of their counseling and coaching program to meet the following goals:

- (a) To help the scholar adjust in an academic setting;
- (b) Facilitate the creation of peer support groups among the various scholars to be a support network for academic, professional and personal needs;
- (c) To mentor the scholar in assessing his or her strengths, weakness and draw a workable strategy for personal development;
- (d) To coach the scholar in proper time management, work ethic, professional values and other important skills.

ARTICLE X THE ALUMNI NETWORK

SECTION 33. *Scholar alumni network.* The Office shall likewise monitor the work status of the alumni of the scholarship program, create an updated database, and organize regular alumni gathering to strengthen scholarship support and community service.



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ARTICLE XI
THE CITY SCHOLARSHIP FUND

SECTION 34. *The City Scholarship Budget Allocation.* –The existing fund allocated under the College Scholarship Program Ordinance No. 5368-96, as amended, shall be increased by 40%. It shall be set aside as the City Scholarship Fund to support scholarship program and activities of the city such as, but not limited to, scholar financial assistance, tuition, fees, allowances, awards and recognition for scholars. It shall be increased by not less than ten percent (10%) annually henceforth.

SECTION 35. The Board, in consonance with the existing laws on fund management, shall monitor and evaluate the use and disbursement of the City Scholarship Fund based on the recommended allocation by the Office as incorporated in the local development plans and annual work and financial plan.

SECTION 36. Unexpended City Scholarship Fund shall accrue to the scholarship trust fund solely for the purpose of supporting the Scholarship Program of the City 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 Sangguniang Panlungsod.

ARTICLE XII
THE SCHOLARSHIP TRUST FUND

SECTION 37. *The Scholarship Trust Fund.* - There is hereby created a trust fund, to be known as the City Scholarship Trust Fund. Said trust fund, which shall be used exclusively for the development and expansion of the City Scholarship program, but not to include salaries and allowances, shall be funded out of the following:

- (a) Unexpended city scholarship fund
- (b) Donations given by private donors
- (c) All interest income of the trust fund

The trust fund shall be administered by the Board in accordance with exiting government auditing rules and regulations.

ARTICLE XII
TRANSITORY AND FINAL PROVISIONS

SECTION 38. *Transition* – All existing scholarship programs implemented by the local government unit shall be transferred and supervised by the Office upon the effectivity of the ordinance.

SECTION 39. *Technical Working Group.* - A Technical Working Group shall be constituted by the Board to prepare the Implementing Rules and Regulations of this ordinance, which shall become effective upon the approval of the Mayor.



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SECTION 40. Separability Clause. - If, for any reason or reasons, any part or provision of this ordinance shall be declared unconstitutional by any competent authority, the remaining parts or provisions not affected thereby shall continue to be in full force and effect.

SECTION 41. Repealing Clause. - Ordinance Nos. 5368-96, 6918-99, 7545-2000, 8978-2003, 12757-2014, and 13271-2017 and all ordinances, executive orders, rules or regulations, or any part thereof, inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SECTION 42. Effectivity Clause. - This ordinance shall take effect 15 days immediately after publication.

UNANIMOUSLY APPROVED.

Authors: - Councilor Suzette G. Magtajas-Daba
- Councilor Ian Mark Q. Nacaya

Present:

<i>1st District:</i>	- Councilor Zaldy O. Ocon	- Councilor Reuben R. Daba
	- Councilor Lordan G. Suan	- Councilor Romeo V. Calizo
	- Councilor George S. Goking	- Councilor Edna M. Dahino
	- Councilor Jay R. Pascual	- Councilor Annie Y. Daba
<i>2nd District:</i>	- Councilor Nadya B. Emano-Elipse	- Councilor Ian Mark Q. Nacaya
	- Councilor Maria Lourdes S. Gaane	- Councilor Leon D. Gan, Jr.
	- Councilor Suzette G. Magtajas-Daba	- Councilor Enrico D. Salcedo

Out of the Session Hall: - Councilor Yan Lam S. Lim (*President, Liga ng mga Barangay*)
- Councilor Dometilo C. Acenas, Jr.

Abstention: - Councilor Teodulfo E. Lao, Jr.

ENACTED this 8th day of January 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

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 requiring each and every Barangay Council in the City of Cagayan de Oro to designate a Consumer Welfare Officer to cater to the barangay constituents with the respect to their rights and obligations as consumers, appropriating funds therefor and other purposes.

*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: *January 11, 2018*

1 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 VICE MAYOR



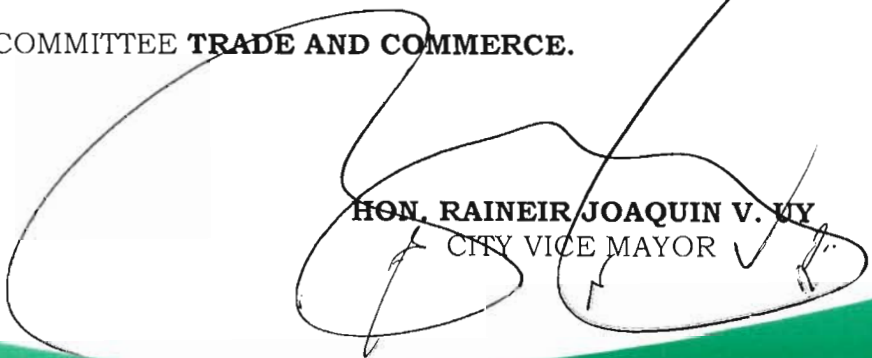
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JANUARY 9, 2018

From: COUN. IAN MARK NACAYA/COUN. GEORGE GOKING

SUBJECT MATTER: PROPOSED ORDINANCE NO. 2018____, REQUIRING EACH AND EVERY BARANGAY COUNCIL IN THE CITY OF CAGAYAN DE ORO TO DESIGNATE A CONSUMAR WELFARE OFFICER TO CATER TO THE BARANGAY CONSTITUTUENTS WITH RESPECT TO THEIR ROGHTS AND OBLIGATIONS AS CONSUMERS, APPROPRIATING FUNDS THEREFOR AND OTHER PURPOSES

ACTION: REFER TO COMMITTEE **TRADE AND COMMERCE.**


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: 2018-1301

Date: 01/10/2018

Receiver: JESSAMINE

From: HON NACAYA AND HON. GOKING

Subject: PROPOSED ORDINANCE NO. 2018____, REQUIRING EACH AND EVERY BARANGAY COUNCIL IN THE CITY OF CAGAYAN DE ORO TO DESIGNATE A CONSUMER WELFARE OFFICER TO CATER TO THE BARANGAY CONSTITUENTS WITH RESPECT TO THEIR RIGHTS AND OBLIGATIONS AS CONSUMERS, APPROPRIATING FUNDS THEREFOR AND OTHER PURPOSES

Respectfully referred to **COMMITTEE ON TRADE AND COMMERCE**
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: _____

HON. GEORGE S. GOKING
Chairperson

HON. EDNA M. DAHINO
Vice Chairperson

HON. IAN MARK Q. NACAYA
Member

HON. JAY R. PASCUAL
Member

HON. MARIA LOURDES S. GAANE
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

1 PROPOSED ORDINANCE NO. 2017-
2

3 AN ORDINANCE REQUIRING EACH AND EVERY BARANGAY COUNCIL IN
4 THE CITY OF CAGAYAN DE ORO TO DESIGNATE A CONSUMER WELFARE
5 OFFICER TO CATER TO THE NEEDS OF THE BARANGAY CONSTITUENTS
6 WITH RESPECT TO THEIR RIGHTS AND OBLIGATIONS AS CONSUMERS,
7 APPROPRIATING FUNDS THEREFOR, AND FOR OTHER PURPOSES

Introduced by Councilors Ian Mark Q. Nacaya & George S. Goking

8 ~~Whereas~~, the Cagayan de Oro City Price Coordinating Council (CDO CPCC) was
9 created by Mayor Oscar S. Moreno on June 23, 2014 by virtue of Executive Order No. 089-2014,
10 as mandated by Republic Act No. 7581, otherwise known as the Price Act;
11

12 ~~Whereas~~, among the programs and activities of the CDO CPCC, in close coordination
13 with the Department of Trade and Industry-Misamis Oriental Office, was the conduct of
14 Information and Education Campaign in the various barangays of Cagayan de Oro City
15 specifically to refresh and further educate the barangay constituents of their rights and
16 responsibilities as consumers;
17

18 ~~Whereas~~, the CDO CPCC has so far conducted IEC sessions in 37 urban and rural
19 barangays 1 to 21, 23, 25, 28, 29, 31, 33, 34, 36, 37, 39, 40, Tignapoloan, Tumpagon, Pigsag-an,
20 Puerto, Bugo with 460 participants representing their respective constituents;
21

22 ~~Whereas~~, in those sessions, the participants have raised a good number of experiences
23 and issues pertaining to the rights and obligations as consumers, which could have been resolved
24 at the earliest opportune time had there been BCWOs in their respective barangays;
25

26 **NOW, THEREFORE:**
27

28 **BE IT ORDAINED** by the 18th City Council (*Sangguniang Panlungsod*) that:
29

30 **SECTION 1. POLICE STATEMENT** – It shall be the policy of the City of Cagayan de Oro
31 to:
32

- 33 (a) Protect the rights of its constituents in their capacity as consumers through the active
34 involvement of all barangays;
35 (b) Educate the constituents in the barangays about their rights and responsibilities as
36 consumers; and
37 (c) To ensure that the issues and concerns of consumers in the various barangays in the City
38 are promptly attended to, to their satisfaction.
39

40 **SECTION 2. DESIGNATION OF CONSUMER WELFARE OFFICER** – Every barangay in
41 the City of Cagayan de Oro shall, within six (6) months from the approval of this Ordinance,
42 designate one (1) incumbent Barangay Kagawad as the Barangay Consumer Welfare Officer
43 whose functions shall be as follows:
44

- 45 (a) To keep himself/herself abreast and updated on laws and regulations pertaining to the
46 rights and obligations of consumers;
47 (b) To closely coordinate with other government agencies and offices whose functions
48 revolve around the promotion of consumer welfare, such as the Department of Trade
49 and Industry (DTI), the City Price Coordinating Council as created by the City Mayor,
50 the National Food Authority (NFA), the City Agricultural Productivity Office, and like

51 offices, in order to ensure a vital and active link between the consumers in the barangays
52 and the government;

53 (c) To propose to the Punong Barangay and the Baranagay Council such programs and
54 activities aimed at promoting consumer welfare in the barangay;

55 (d) To perform such functions as maybe delegated to him by the Punong Barangay or
56 Barangay Council.
57

58 **SECTION 3. LIABILITY FOR NON-COMPLIANCE** – Barangays officials who fail to
59 comply with the provisions of this Ordinance shall be liable for misfeasance or non-feasance of
60 duty under existing administrative laws, rules and regulations.
61

62 **SECTION 4. INCENTIVES FOR COMPLIANCE** – Barangay officials who are designated
63 or who act as the Barangay Consumer Welfare Officers shall be entitled to additional honorarium
64 in the amount of at least Five Hundred Pesos (₱500.00) but not more than One Thousand Pesos
65 (₱1,000.00), depending on the number of constituents. The graduation of the amount of
66 honorarium shall be determined by the Liga ng mga Barangay and shall be submitted to the City
67 Council for approval. The funds for this purpose shall be taken from the general fund of the
68 City Government.
69

70 **SECTION 5. OFFICE** – The Barangay Consumer Welfare Officer shall hold office in
71 the Barangay Hall for at least two (2) days in a week to attend to concerns and issues raised by
72 consumers in the barangay. In the absence of the designated BCWO, the Punong Barangay shall
73 act as the BCWO in the meantime and shall resolve issues brought before him by any of the
74 barangay constituents.
75

76 **SECTION 6. ASSISTANCE FROM OTHER GOVERNMENT OFFICES** – The government
77 offices mentioned in Section 2-b hereof shall extend full technical assistance to the Barangay
78 Consumer Welfare Officers to ensure the proper performance by the latter of the functions of
79 his office. On the other hand, the Department of the Interior and Local Government (DILG)
80 shall assist the barangays comply with the provisions of this Ordinance and institute measures to
81 ensure a continuous compliance hereof.
82

83 **SECTION 7. SEPARABILITY.** – If for any reason, any section or provision of this
84 Ordinance is declared illegal or unconstitutional, other sections or provisions hereof, which are
85 not affected thereby shall continue to be in full force and effect.
86

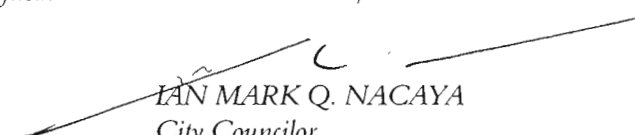
87 **SECTION 8. REPEALING CLAUSE.** – All previous issuances, ordinances, rules and
88 regulations or parts thereof, which are inconsistent or in conflict with the provisions of this
89 Ordinance are hereby repealed or modified accordingly.
90

91 **SECTION 9. EFFECTIVITY.** – This Ordinance shall take effect upon its approval.
92

93 **APPROVED.**

Respectfully filed:


GEORGE S. GOKING
City Councilor
Author


IAN MARK Q. NACAYA
City Councilor
Author



CITY PRICE COORDINATING COUNCIL
Cagayan de Oro City

October 18, 2017

Mayor OSCAR S. MORENO

City Mayor
Cagayan de Oro City

Dear Mayor Moreno:

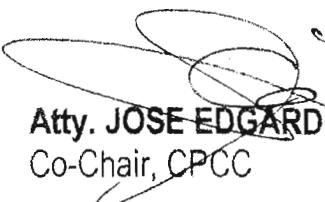
Please be formally informed that the Cagayan de Oro City Price Coordinating Council [CPCC] has conducted this year a series of information and education sessions in 32 rural and urban barangays which were attended by 460 barangay constituents. In those sessions, the barangay residents were able to raise various issues and concerns that they have been facing in their capacity as consumers.

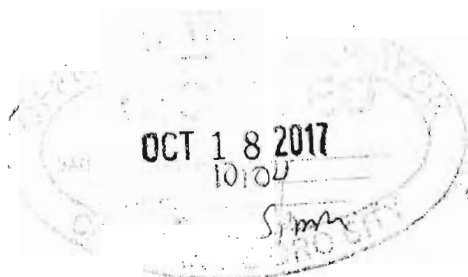
In view of this, the CPCC has decided to propose an ordinance to the City Council that will require barangays to designate a Barangay Consumer Welfare Officer in their respective jurisdictions.

Attached is a copy of the transmittal letter to Councilor George Goking, along with the draft city ordinance.

For easy reference, the CPCC was created by virtue of EO No. 089-2014 dated June 23, 2014, and is co-chaired by Mayor Moreno and the undersigned.

For your information.


Atty. JOSE EDGARDO Y. UY
Co-Chair, CPCC



the City of Cagayan de Oro in session assembled that:



Republic of the Philippines
CITY OF CAGAYAN DE ORO

CITY PRICE COORDINATING COUNCIL
Cagayan de Oro City

October 18, 2017

Hon. GEORGE S. GOKING

City Councilor
Chairman, Committee on Trade and Industry
City Council, Cagayan de Oro City

Sir:

Attached is a draft of a proposed City Ordinance, with Explanatory Note, requiring all barangays in the City of Cagayan de Oro to designate one of its Kagawads as Barangay Consumer Welfare Officer [BCWO] for reasons therein stated.

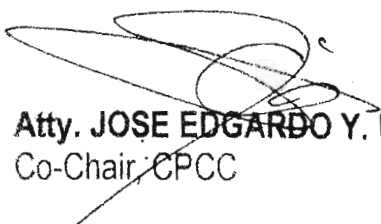
Needless to state, this proposed ordinance was discussed by the City Price Coordinating Council in its third quarterly meeting on October 11, 2017 at the City Mayor's Conference Room, which you hosted and also attended.

The proposed ordinance is a result of the series of Information and Education Campaign sessions that the CPCC has recently conducted.

We hope this proposed ordinance will benefit the greater majority of the barangay constituents in the City.

Respectfully Submitted.

Very truly yours,

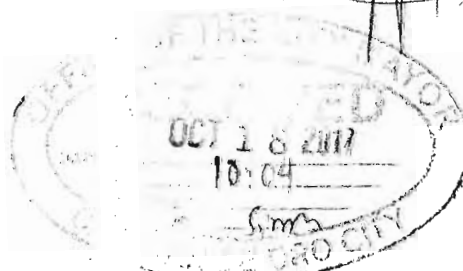

Atty. JOSE EDGARDO Y. UY
Co-Chair, CPCC

cc: Mayor Oscar S. Moreno

RECEIVED

DATE: OCTOBER 18, 2017 10:04

RUNE M. GAY



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 with the Land Bank of the Philippines (LBP), represented by its President and CEO, Alex V. Buenaventura, and by its Velez Branch Head, AVP Lilia S. Capistrano, covering the City's adoption of the LandBank Point-of-Sale (POS) Payment electronic banking services, 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: January 11, 2

2 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 TREASURER

1st Floor J.V. Seriña Building, Capistrano Street, City Hall
(088)8575043 – 45/citytreasurer.cagayandero@gmail.com



2nd Indorsement

January 10, 2018

Respectfully transmitted to **MR. ARTURO S. DE SAN MIGUEL**, City Council Secretary, Office of the City Council, this City, the within draft of the ***Memorandum of Agreement for Point-of-Sale (POS) Payment***, favorably recommending the enactment of an ordinance authorizing the Honorable City Mayor to enter and sign the same with the ***Land Bank of the Philippines***, for his consideration and appropriate action.


RAMON ANTONIO R. MENDOZA
Acting City Treasurer

Enclosed: as stated

HELP BUILD OUR CITY BY PAYING YOUR TAXES HONESTLY AND PROMPTLY

POS

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement ("Agreement"), made and executed on this _____ day of _____ 2017 at _____, Philippines, by and between:

CITY GOVERNMENT OF CAGAYAN DE ORO, a local government unit duly organized and registered by virtue of the laws of the Republic of the Philippines, with principal office at **Capistrano Street, Cagayan de Oro City**, and represented herein by its Mayor – **HON. OSCAR S. MORENO**, hereinafter referred to as the "**LGU**";

-and-

LANDBANK OF THE PHILIPPINES, a government financial institution duly organized and existing under and by virtue of Republic Act No. 3844, as amended, with principal office at **LANDBANK Plaza, 1598 M.H. del Pilar cor. Dr. Quintos Streets, Malate, Manila**, represented herein by its **President and CEO, ALEX V. BUENAVENTURA**, and further represented herein by **Velez Branch Head, AVP LILIA S. CAPISTRANO**, hereinafter referred to as "**LBP**";

WITNESSETH THAT:

WHEREAS, the LGU is engaged in the business of _____ and is authorized to _____;

WHEREAS, LBP is engaged in various electronic banking services such as but not limited to ATM, POS, internet, mobile channels and other electronic services, to enable its Partner Institutions to do electronic banking transactions for their cash management requirement such as collection and cash disbursement among others;

WHEREAS, the LGU desires to avail of the services/privileges (the "Services") offered by **LANDBANK**;

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

I. Applicability

The provisions set forth in this Agreement shall cover acceptance of payment for _____ using the _____, and subject to the following:

- 1.1 Payment shall be made through valid and existing ATM/Debit/Credit Card or Prepaid Cash Card (collectively, the "Cards"), issued by LBP or other banks; and
- 1.2 The Cards used should carry the following brands:
 - a. Visa;
 - b. MasterCard; and

c. Other brands as may be identified by LBP

II. Undertakings of The Parties

A. The LGU undertakes to:

- A.1 Honor all valid Cards when properly presented as payment of _____ from Cardholders;
- A.2 Settle Credit Card and/or Debit/Prepaid card transaction and present the Transaction Receipts or Charge Slips (as may be applicable) and other records or reports to LBP, as proof of valid and completed Card transactions;
- A.3 Authorize LBP to deduct the applicable withholding tax or other applicable taxes that may be imposed by the government from the LGU's gross sales of all Credit Card transactions;
- A.4 Reconcile the settlement proceeds with the Summary report of payments provided for by LBP and with the LGU own records, and notify LBP of any discrepancies in the settlement account;
- A.5 Recognize LBP's right to reject a Card transaction or to implement Chargeback for paid transactions in case of the LGU's failure to comply with any of the conditions and procedures stipulated herein or all subsequent or related agreements;
- A.6 Maintain such bank account/s as may be required by LBP to facilitate the reimbursement of Card transactions;
- A.7 Maintain in LBP an Average Daily Balance (ADB) of at least P1,000,000.00 for government and P500,000.00 for private as required by LBP according to the Accreditation Criteria, and further warrants that for a period of ten(10) days thereafter its account shall have available funds;
- A.8 Display promotional and/or merchandising materials provided by LBP to inform the public that Cards are honored for payment of _____;
- A.9 Exercise reasonable care in handling and operating the POS terminal/s, ATM, internet and mobile facilities and the related peripherals;
- A.10 Pay for electrical consumption for the use of the POS terminal/s, ATM, internet and mobile facilities;
- A.11 Provide and pay for telephone line/s (including consumption) for the POS terminal/s, ATM, internet and mobile facilities;
- A.12 Pay LBP the cost of the POS terminal/s or any of its peripherals if the same are lost due to the fault or negligence of the LGU;
- A.13 Acknowledge LBP's ownership of its trademarks and logos;

DIUYAN NOEL B. CALIGONAN

LILIA S. CAPISTRANO

OSCAR S. MORENO

DIUYAN NOEL B. CALIGONAN

LILIA S. CAPISTRANO

OSCAR S. MORENO

- A.14 Comply with all LBP's standards and requirements to ensure account information security;
- A.15 Comply with all requirements of LBP to resolve issues and concerns on Account Data Compromise;
- A.16 Continuously authorize LBP to act on requests it may receive via fax or email from the LGU's authorized representatives, which are necessary for the implementation of this Agreement and all subsequent and related agreements;
- A.17 Hold LBP or any of its officers or employees free and harmless from any loss, damage, injury, or claims that the LGU may suffer arising from or in connection with: (i) the implementation of this Agreement and all subsequent and related agreements; or (iii) due to *force majeure* or circumstance beyond the control of LBP, or circumstances or events for which LBP is not responsible or which are not attributed to its fault or negligence; and
- A.18 Submit to LBP complete, accurate and valid information (including a list of its representatives who are authorized to make requests or instructions to LBP, with their specimen signature) necessary for the faithful performance of LBP's obligations to the LGU under this Agreement and all subsequent and related agreements. In relation to the above , the LGU understand and agrees to be bound by the Agreements stipulated on the Merchant Card Services Terms and Condition (attached hereto) that describes the Products and Services with respect to transactions involving cards.
- B. LBP undertakes to:
 - B.1 LBP shall provide the POS terminal/s and other necessary peripherals required to operate the POS terminal;
 - B.2 Reimburse the LGU for the value of the total Card Purchases settled by the LGU less the applicable discount rates agreed upon by the parties;
 - B.3 Deduct the applicable withholding tax or other applicable taxes that may be imposed by the government, from the LGU's gross sales of all Credit Card transactions;
 - B.4 Provide the LGU with Daily Transaction Report for Card transactions;
 - B.5 Reject a transaction, or to implement Chargeback for paid transactions, in case of the LGU's failure to comply with any of the conditions and procedures stipulated herein and in all subsequent and related agreements;
 - B.6 Shoulder all costs related to installation, repair and maintenance of the POS terminal/s including but not limited to the ordinary wear and tear except those repairs that can be traced to negligence on the part of the LGU

- B.7 Act on requests it may receive via fax or email from the LGU's authorized representatives, which are necessary for the implementation of this Agreement and all subsequent and related agreements; and
- B.8 Conduct training to the LGU's personnel on the use of the POS terminals, under such terms and conditions as may be agreed upon by the parties.

III. Sub-Agreements

The parties hereto hereby agree to negotiate, sign and execute such additional agreements as may be required by law or as may be necessary to implement, amend and/or clarify the intents and purposes of this Agreement, and the same shall be deemed as integral parts of this Agreement.

IV. Review of the Agreement

This Agreement shall be subject to review by the parties as the need arises upon request of either party.

V. Effectivity and Termination

DIUYAN NOEL B. CALIGONAN

LILIA S. CAPISTRANO

OSCAR S. MORENO

- A. This Agreement shall become effective upon its execution and shall continue to be valid and effective thereafter until terminated in accordance with this section.
- B. LBP reserves the right to unilaterally terminate this Agreement without prior written notice to the LGU, in case the latter as solely determined by LBP, has committed acts prejudicial to the interest of LBP, or if the terms and conditions contained herein is violated, or when LBP, at its sole discretion, deems necessary for reasons including but not limited to fraud or counterfeit card transactions, excessive chargeback or if the LGU has breached the fraud threshold imposed by LBP, MasterCard Worldwide, or Visa International.
- C. The LGU may terminate this Agreement in the event that it shall dispose of or discontinue its business provided that the LGU shall give LBP written notice thereof at least thirty (30) days prior to its termination .
- D. In the event of termination, the LGU shall return to LBP all materials pertaining to the LBP Cards program, including but not limited to the LBP POS terminal/s, ATM, internet and mobile facilities, Transaction Receipts and Sales Summary Sheets, signages, Merchant Operating Guides, and promotional materials and shall remove all decals and signs from the premises immediately.
- E. Any termination of this Agreement and/or any of its supplements shall not affect any accrued rights, obligations, and liabilities of either party; provided, that LBP shall not be liable to pay for any Card transaction the record of which is dated after the date of termination. Notwithstanding such termination, LBP may request copies of Merchant records of any Card sales, refund or credit refund within eighteen (18) months from date of sale, refund or adjustment.

VI. Notices

All notices permitted or required by this Agreement shall be sent by regular mail at the address set forth at the beginning of this Agreement, unless notification in writing of change of address is received by the other party.

The LGU shall inform LBP promptly of any change in name, address, contact number, information, authorized signatories, organization, and nature of business or business structure of the Merchant.

VII. Governing Law

This Agreement shall be governed by and interpreted under the laws of the Republic of the Philippines.

VIII. Separability Clause

If any one of the provisions contained in this Agreement or any subsequent or related agreement shall be declared invalid, illegal or unenforceable, the remaining provisions contained herein shall not in any way be affected or impaired.

IX. Amendments

No modifications of or amendments to the terms and conditions of this Agreement shall be valid unless set out in writing and signed by the authorized representatives of each party.

X. Venue of Action

Venue of actions arising from this Agreement shall be brought exclusively to the jurisdiction of the appropriate courts of the City of Cagayan de Oro, Philippines.

IN WITNESS WHEREOF, the parties through their authorized representatives, have hereunto signed this instrument this _____ day of _____ 2017, at _____, Philippines.

CITY GOVERNMENT OF
CAGAYAN DE ORO

LAND BANK
OF THE PHILIPPINES

By: HON. OSCAR S. MORENO
Mayor

By: AVP LILIA S. CAPISTRANO
Head, Velez Branch

Signed in the presence of:

DIUYAN NOEL B. CALIG-ONAN
MO, CMSD-West Mindanao

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
_____)

BEFORE ME, a notary public in and for the above jurisdiction, on this ____ day of ____, 2017
at _____ Philippines personally appeared:

Name _____	Government-issued ID No. _____
LILIA S. CAPISTRANO	LBP ID No. _____
OSCAR S. MORENO	ID No. _____

DIUYAN NOEL B. CALIGONAN

Known to me to be same persons who executed the foregoing Memorandum of Agreement and they acknowledged to me that the same is their own free and voluntary act and deed and that of the government entities herein represented.

This instrument consists of _____ (____) pages, including this page on which this Acknowledgment is written and signed by the parties and witnesses on each and every page thereof.

WITNESS MY HAND AND NOTARIAL SEAL ON THE DATE AND PLACE FIRST ABOVE WRITTEN.

LILIA S. CAPISTRANO

NOTARY PUBLIC

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

OSCAR S. MORENO

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 PHINMA Properties Holding Corporation, represented by Mr. George Richard F. Siton, VP-Socialized Housing, for Alteration of Plan of Aspire Homes Highland Subdivision, located at Barangay Lumbia, this City, by re-blocking and resizing of lots (as shown in the attached subdivision plan); and likewise approving its application for change of name thereof from "Muslim-Christian Village" to "Aspire Homes Highland Subdivision"; and for this purpose, amending Ordinance No. 12684-2013.

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: January 11, 2018

for urban.

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: **2017-1066**

Received by: _____

From: _____

Date: _____

SUBJECT MATTER: Application for Alteration of Plan and Change of name from Muslim-Christian Village to Aspire Home Highland Subdivision located at Barangay Lumbia, this City, represented by Engr. George Richard F. Siton, VP-Socialized Housing of PHINMA Properties Holdings 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

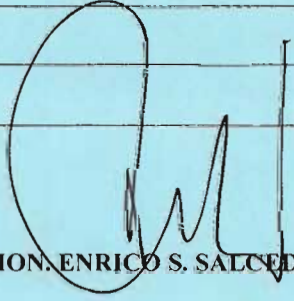
ARTURO S. DE SAN MIGUEL
City Secretary

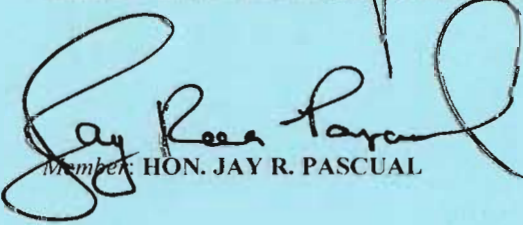
COMMITTEE REPORT AND RECOMMENDATION

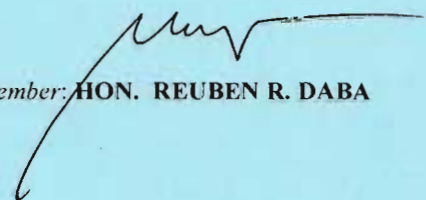
Date of Meeting: 11-9-2017

CR - 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: OCTOBER 4, 2017

FROM: CAGAYAN DE ORO HOUSING BOARD

SUBJECT MATTER: APPLICATION FOR ALTERATION OF PLAN AND CHANGE OF NAME FROM MUSLIM-CHRISTIAN VILLAGE TO ASPIRE HOME HIGHLAND SUBDIVISION LOCATED AT BARANGAY LUMBIA, THIS CITY, REPRESENTED BY ENGR. GEORGE RIHARD F. SITON, VP-SOCIALIZED HOUSING OF PHINMA PROPERTIES HOLDINGS 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

CAGAYAN DE ORO HOUSING BOARD

1st Endorsement

September 22, 2017

Respectfully forwarded to Hon. Domelilo C. Acenas, Committee Chairperson on Subdivision and Landed Estate of the City Council, the enclosed applications for Development Permit, and Alteration Permit, recommended for approval subject to the following conditions:

1. Development Permit:

- a. **NHA-HAWAK KAMAY Multi-Purpose Cooperative Housing Project** with an area of 19,334 square meters, containing 118 lots/units located at Barangay Balulang, this City, represented by Engr. Judy A. Fernandez, Regional Manager of NHA.

Condition:

- Development of the area will only take place after the completion of the Flood Control project of DPWH. NHA will closely monitor this Housing project

- b. **Mangoville Project** with an area of 35,834 square meters, containing 235 lots located at Barangay Agusan, this City, represented by Engr. John L. Batac, VP for Construction & Development of A. Brown Co., Inc., attached herewith the Affidavit of Undertaking duly signed by Mr. Roberto E. Pizarro.

Condition:

- Their detention pond should be constructed simultaneously with that Teakwood Subdivision within one year from the issuance of the Development Permit.

2. Alteration of Plan and change of name:

- a. **From Muslim-Christian Village to Aspire Home Highland Subdivision** located at Barangay Lumbia, this City, represented by Engr. George Richard F. Siton, VP-Socialized Housing of PHINMA Properties Holdings Corporation.

Conditions:

- MOA between PHINMA and the Homeowners Association which stipulates that PHINMA will facilitate the development of the project;
- Board Resolution from SHFC releasing the Muslim-Christian Village from their CMP program to PHINMA

- b. **Carmenville Subdivision Project** re-blocking, resizing and deduction of lot from 67,579 square meters to 44,843 square meters since portion of approved development plan was identified as **timberland** area by the DENR, located at Barangay Lumbia, this City, represented by Ms. Cecile M. Merto.

These were deliberated by the CdeO Housing Board on 19 September 2017.


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
September 18, 2017

Respectfully forwarded to Cagayan de Oro City Housing Board the herein plans and documents relative to the application for Alteration of Plan with change of Subdivision name from Muslim-Christian Village to **Aspire Homes Highland Subdivision** located at Lumbia, this City, the said alteration are re-blocking and resizing of lots, recommending for approval.


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




AP NO. _____:
APPLICATION NO. _____:
DATE ISSUED 09-18-2017:

RECOMMENDATION FOR ALTERATION OF PLAN

B.P. 220

☒ Subdivision
☐ Condominium

NAME OF APPLICANT/DEVELOPER: George Richard F. Siton	ADDRESS AND TEL. NO.: No. 29 EDSA Mandaluyong City Tel. No. 851-5603
NAME OF DEVELOPER: PHINMA Properties Holding Corporation	ADDRESS AND TEL. NO.: No. 29 EDSA Mandaluyong City Tel. No. 851-5603
NAME OF PROJECT: Aspire Homes Highland Subdivision	LOCATION AND AREA AFFECTED: Lumbia, Cagayan de Oro City See alteration plan
PROJECT CLASSIFICATION: Residential	RIGHT OVER LAND: Owner TCT No. (see attached document)

EVALUATION OF FACTS:

In accordance with the implementing rules and regulation of BP 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 BP 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. 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;
8. Alternate outfall shall be connected to existing street drainage way/canal and provision of detention/retention pond shall be strictly provided as stipulated in the approved development permit;
9. All Condition as stipulated in the approved development permit shall form part of the condition in the alteration plan.

10. The remarks of the City Engineering Office dated September 12, 2017 shall be considered in the development stage.

1. Drainage outfall from overflow pipe of Main Weir System shall conform with the General Drainage Layout of four (4) CMP Projects within the area; cleared of its Drainage Right of Way.
2. Entrance road from the existing Ecoville Road shall conformed by the adjoining development and shall be the responsibility of the developer.
3. To closely coordinate with the adjoining propped developments adjacent the applied area.
4. To implement measures to mitigate flooding that may affect the low lying areas.
5. All works for this development shall be in accordance with the DPWH Standard Specifications.
6. Any requirement maybe imposed when deemed necessary.


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



June 20, 2017

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

Subject: Technical Evaluation re: Application for Alteration of Plan with change of name from Muslim-Christian Village to **ASPIRE HOMES HIGHLAND SUBDIVISION.**

Location : Lumbia, Cagayan de Oro City

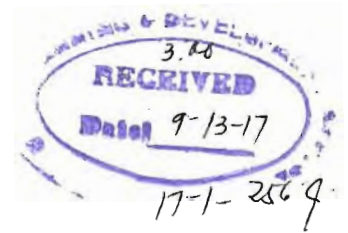
Enclosure : Plans & other supporting documents .

Remarks: Re-evaluated as to technical aspects, subject to the following conditions :

1. Drainage outfall from overflow pipe of Detention Pond shall conform with the General Drainage Layout of four (4) CMP Projects within the area; cleared of its Drainage Right of Way.
2. Entrance Road from the existing Ecoville Road shall be conformed by the adjoining development and shall be the responsibility of the developer.
3. Structural Integrity of the Detention Pond shall be ensured with lot area to conform with Site Development Plan. Detention Pond volume provided fall short of requirement thus, for the developer to increase and provide additional Detention Pond with 445 cu. m capacity.
4. To closely coordinate with the adjoining proposed developments adjacent the area applied.
5. To implement measures to mitigate flooding that may affect the low lying areas.
6. All works for this development shall be in accordance with the DPWH Standard Specifications.
7. Any requirement maybe imposed when deemed necessary.


ROLANDO M. PACURIBOT C.E, ME
City Engineer

File/trans-borja-muslim-christian-aspire highland -alteration-new
code#601



September 8, 2017

ENGR. ISIDRO G. BORJA

City Planning & Development Coordinator
Cagayan de Oro City 9000
Misamis Oriental

Dear Engr. Borja,

Greetings!

May we request for the approval to rename the project from Muslim Christian Women Homeowners Association to AspireHomes Highlands in Lumbia.

As suggested by the City Housing and Urban Development Department, we are requesting the change of the project name relative to the approval also of the alteration development permit being applied for the two (2) parcels under TCT Nos. 137-2014003505 and 137-2014003522 is registered under the name of Muslim Christian Women Homeowners Association with a total aggregate land area of 24,535 square meters, more or less; is located at Sitio Lower Palalan, Barangay Lumbia, Cagayan de Oro City.

Justification:

Muslim Christian Women Homeowners Association entered into a Contract to Sell for the purchase of the two (2) parcels of land mentioned above is to be developed by Phinma Property Holdings Corporation (PPHC) into socialized housing. Considering that Phinma Property Holdings Corporation (PPHC) has taken over this socialized housing project which will benefit the families affected by typhoon "Sendong" retaining the member-beneficiaries as priority homeowners.

Looking forward to a favorable reply and may this be the start of a new venture with the Cagayan de Oro City Housing and Urban Development in improving the lives of our brothers and sisters in need of an affordable and safe shelter.

Very truly yours,

A handwritten signature in black ink, appearing to be "G. Siton", written over a faint grid background.

ENGR. GEORGE RICHARD F. SITON
VP – Socialized Housing, PPHC



REPUBLIC OF THE PHILIPPINES
CITY OF CAGAYAN DE ORO
BARANGAY LUMBIA



OFFICE OF THE PUNONG BARANGAY

HON. WILHELM E. VALENCIA
Punong Barangay
Chair on Peace and Order

KAGAWAD/CHAIRMANSHIP

HON. GILBERT O.ZAMORA
Chair on Health & Sanitation

HON. NORMA Y. VALENCIA
Chair on Education / Women and
Family Relation/Senior Citizen

HON. ROGELIO JUDE R. ABADAY, JR.
Chair on Agriculture

HON. QUIRINO C. OMANDAM
Chair on Land Environment and
Natural Resources /

HON. JOHN REY N. RICO

HON. ROGER EDGARDO C. BUTLIG
Chair on Finance and Livelihood/
Culture and Heritage

HON. RANDY NEIL B. DOMO
Chair on Infrastructure and Public
Utility

HON. WILHELM E. VALENCIA
Chair on Peace and Order

JOHNY C. SUMAYA
Barangay Secretary

ROSALIE LAVENIDO
Barangay Treasure

CERTIFICATION

June 5, 2017

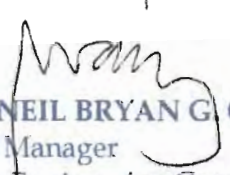
To whom it may concern:

THIS IS TO CERTIFY that LUMBIA WATER SYSTEM, under the management of Kyogojo Cooperative has its on capacity to cater water source of entire Barangay lumbia, and can even support neighboring places in the same way. Hence we can assure the very sufficient supply of potable water and capable to install water connection in your proposed subdivision with 400 households more or less (**PHINMA Properties Holding Corporation**) located at Sitio Lower Palalan, Lumbia this city, provided that all legal papers and documents be supported hereof.

Issued this 5th day of June, 2017 at Barangay Lumbia Cagayan de Oro City.


WILHELM E. VALENCIA
Punong Barangay

Attested by:

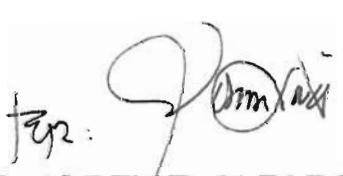

ENGR. NEIL BRYAN G. ORAIZ
General Manager
Kyogojo Engineering Cooperative

CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that **BARANGAY LUMBIA**, Cagayan de Oro City, the site of your proposed **Project: ASPIRE HOMES HIGHLANDS** located at Sitio Lower Palalan, Barangay Lumbia, Cagayan de Oro City, is within the franchise area of the **CAGAYAN ELECTRIC POWER AND LIGHT CO., INC. (CEPALCO)** and that CEPALCO is willing to extend its distribution lines to the unserved portion of the said Barangay, subject to the existing and applicable government laws, rules and regulations as well as company policies and requirements.

Issued this 25th day of May 2017 in CAGAYAN DE ORO CITY, upon request of **LERMA BERNADETTE V. REYES, Project Director, Socialized Housing, CDO**, for whatever purpose this certification may serve.


ENGR. JOREY T. ALFARO, PME
Senior Manager and Head,
Business Development Department

APPLICATION FOR ALTERATION OF PLAN

☐ Subdivision
☐ Condominium/Townhouse

Date

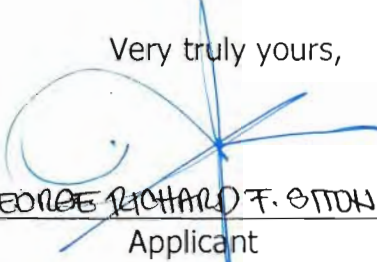
THE CITY COUNCIL
Office of the City Council
Cagayan de Oro City

Sir;

In connection with applicable laws of B.P 220 & P.D 957 and its implementing Standards, Rules and Regulation, as amended by Executive Order No. 648 dated 07 February 1981; I am applying for the alteration of Plan of a Subdivision/Condominium project with Development Permit No. _____ having a total area of _____ square meters, containing 303 lots/units.

Attached hereto are:

- 1. Six (6) copies of the plan showing the proposed alteration duly signed and sealed by a Licensed Architect/Engineer;
- 2. Letter stating the proposed/reason for the proposed alteration/conversion;
- 3. Sworn statement that the affected lots/units for alteration have not been sold;
- 4. written conformity of the duly organized homeowners association or in the absence therefore, majority of the lot/unit buyers;
- 5. Certified true copy of title/s of the affected lots/units if the said lots/units have been titled.
- 6. Submit copy of approved Development Plan/ Permit.

Very truly yours,

GEORGE RICHARD F. OTTON
Applicant

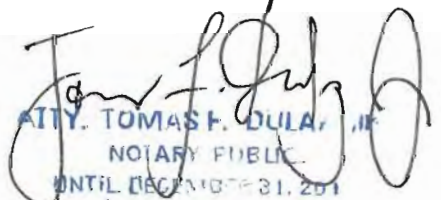
Address: 29 EDSA, MANDALUYONG CITY

Contact No. : _____
T.I.N. : 129-046-468

Republic of the Philippines S.S
QUEZON CITY

SUBSCRIBED AND SWORN to before me this day of MAY 24 2017, 20____ in the City/Province of QUEZON CITY, affiant exhibited to me his/her Residence Certificate No. _____ issued at _____ on _____.

Doc. No. 352
Page No. 62
Book No. 44
Series of 2017


ATTY. TOMAS F. DULA, JR.
NOTARY PUBLIC
UNTIL DECEMBER 31, 2017
ROLL NO. 16582 314 1967
BP NO. 36015-2006-07-2017-12
PTR NO. 16582 314 1967-2017-12
DOM. MATTER NO. MP-061-2017-201
MOLE EXEMPTED NO. 000888



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(088)857-4029; 857-4035; 857-2258; 857-4032



ORDINANCE NO. 12877-2014

AN ORDINANCE APPROVING THE APPLICATION OF MUSLIM CHRISTIAN HOMEOWNERS ASSOCIATION, INC., REPRESENTED BY ITS PRESIDENT, MS. OMAIRAH A. MARDAN, FOR DEVELOPMENT PERMIT (DP) OF ITS RESIDENTIAL SUBDIVISION PROJECT LOCATED AT BARANGAY INDAHAG, THIS CITY, WITH AN AREA OF 24,535 SQUARE METERS, MORE OR LESS, CONTAINING 223 LOTS/UNITS

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

SECTION 1. - The application of Muslim Christian Homeowners Association, Inc., represented by its President, Ms. Omairah A. Mardan, for Development Permit (DP) of its residential subdivision project located at Barangay Indahag, this City, with an area of 24,535 square meters, more or less, containing 223 lots/units, is hereby approved.

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

UNANIMOUSLY APPROVED.

Present:

1ST District:

- | | |
|--|-----------------------------|
| - Councilor Lourdes Candy R. Darimbang | - Councilor Annie Y. Daba |
| - Councilor Edna M. Dahino | - Councilor Roger G. Abaday |
| - Councilor Dante B. Pajo | - Councilor Alden D. Bacal |
| - Councilor Adrian L. Barba | |

2ND District:

- | | |
|-------------------------------------|---------------------------------|
| - Councilor Ramon G. Tabor | - Councilor Nadya Emano- Elipe |
| - Councilor Teodulfo E. Lao, Jr. | - Councilor Leon D. M. Gan, Jr. |
| - Councilor Dometilo C. Acenas, Jr. | - Councilor Enrico D. Salcedo |
| - Councilor Alexander S. Dacer | - Councilor President D. Elipe |

Ex-Officio Member: - Councilor Yan Lam Lim, *Liga Ng Mga Barangay President*

Out of the Session Hall: - Councilor Zaldy O. Ocon

ENACTED this 24TH day of November 2014 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:

CAESAR IAN E. ACENAS
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



ENVIRONMENTAL CLEARANCE

Date issued : July 21, 2014
Validity : December 31, 2014
Proponent : MUSLIM CHRISTIAN WOMEN HOMEOWNERS ASSOCIATION, INC
Represented by: OMAIRAH MARDAN
Project : Housing Subdivision Project
Location : Barangay Lumbia, Cagayan de Oro City

This clearance is hereby issued for the above stated project, subject to the monitoring/inspection of the CLENRO at any given period and the herein stipulated provisions:

1. That all applicable Environmental Laws, Rules, Regulations, Policies, City Ordinances and the submission of requirements, as needed, shall be observed and complied with by the proponent.
2. The proponent shall maintain sanitation measures within the project area and its surrounding vicinity. Pursuant to City Ordinance No. 8975-2003 waste segregation and disposal shall be properly institutionalized.
3. Strict prohibition of pollutants or any Nuisances derived from the Housing/ Subdivision area.
4. That no activity other than the applied purpose shall be undertaken.
5. The proponent shall support all Environmental Programs of the City Government, as carried out by the CLENRO.
6. Any other construction or installation contrary to the specifications of this particular project is NOT authorized by this issued Clearance, hence, for such purpose the necessary Building Permit from the City Building Office is required.
7. That appropriate Storm Drain, Canal and Flood Control Mitigating measures be properly provided and the same is subject for review and approval by the City Engineer's Office.
8. Complaints of any violations filed before this office and found to have sufficient legal grounds, as verified and assessed shall be subject to the Cancellation, Revocation or Suspension of its Permit.
9. The herein proponent shall adopt and institutionalize measures for effective Solid Waste Management in accordance to existing Laws and Policies (e.g. Establishment of Material Recovery Facility). That Proper Environmental Sanitation be in place at all times.
10. In the interest of Public Safety and General Welfare, non-compliance of the herein set of conditions or as the need arises shall cause the Stoppage/Cease of the operation.

Issued this 21st day of July 2014 at the City of Cagayan de Oro, Philippines.

Recommending Approval:

BENJAMIN D. SALVADOR

Senior Environmental Management Specialist
Division Chief

Approved:

EDWIN I. DAEL, MPA

OIC-CLENRO Officer

Conformed:

OMAIRAH MARDAN
Proponent

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 the National Housing Authority (NHA), represented by its Regional Manager, Engr. Judy A. Fernandez, for development permit (DP) of NHA-Gusa Eco Village housing project, with an area of 253,064 square meters, more or less, containing 2,579 lots~~units~~ located in Barangay Gusa, this city.

*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: January 11, 2018

S. 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

Comm. No: **2017-1002**

Received by: _____

From: _____

Date: _____

SUBJECT MATTER: Application for Development Permit of NHA-Gusa Eco-Village, covering an area of 253,064 square meters more or less, containing 2,579 lots, represented by Engr. Judy Fernandez, NHA Regional Manager, recommended for approval subject to conditions as indorsed by the Cagayan de Oro Housing Board

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

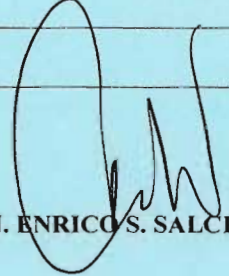
ARTURO S. DE SAN MIGUEL
City Secretary

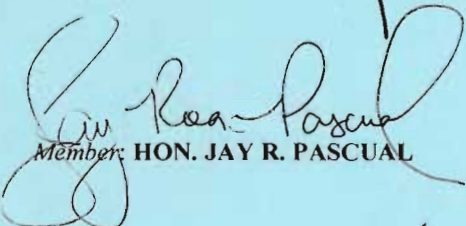
COMMITTEE REPORT AND RECOMMENDATION

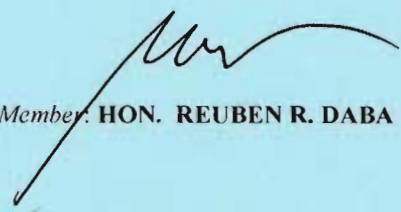
Date of Meeting: Jan. 8, 2018

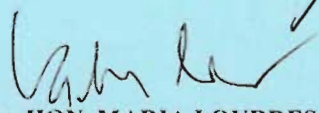
It is recommended approval


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

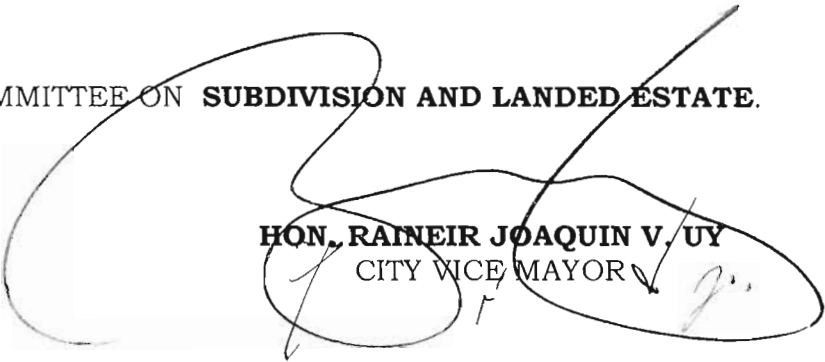


2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: AUGUST 29, 2017
FROM: CAGAYAN DE ORO HOUSING BOARD

SUBJECT MATTER: APPLICATION FOR DEVELOPMENT PERMIT OF NHA-GUSA ECO-VILLAGE RECOMMENDED FOR APPROVAL SUBJECT TO THE FOLLOWING CONDITIONS AS STATED THEREIN.

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

CAGAYAN DE ORO HOUSING BOARD

1st Endorsement

August 24, 2017

Respectfully forwarded to Hon. Dometilo C. Acenas, Committee Chairperson on Subdivision and Landed Estate Office of the City Council, the enclosed application for Development Permit of NHA-Gusa Eco Village recommended for approval subject to the following conditions:

1. NHA should clarify and settle the certification issued by the DENR dated January 5, 2017 attesting that some parts of the subject land is categorized as timber land contrary to the final ruling of the court;
2. NHA should exercise its power with due diligence in facilitating a mutually beneficial, equitable and just amicable settlement with the informal settlers within one year upon approval of the Development Permit (DP);
3. NHA should provide proper relocation sites for the affected families consistent with existing laws and regulations;
4. In the event that settlement is inconclusive, the NHA should implement the necessary means, in coordination with local authorities, to peacefully transfer the informal settlers within the subject area to a proper relocation site;
5. NHA should comply with the recommendations stipulated by the Mines and Geoscience Bureau covering the subject.
6. NHA should submit Social Acceptability issued by Indahag Barangay Council.

This was deliberated by the CdeO Housing Board on 9 August 2017.


RAMON L. FERNANDEZ
Vice Chairperson

Cf: - Engr. Judy Fernandez
Regional Director
NHA



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



3rd Endorsement
November 04, 2016

Respectfully returned to **Cagayan de Oro City Housing Board**, the herein plans and documents relative to the application for Development Permit (D.P.) of **NHA - Gusa Eco Village** represented by **Engr. Judy A. Fernandez**, Regional Manager, Region X, located at Barangay Gusa, this City with the information of the attached joint inspection and field report in compliance to the remarks dated August 4, 2016. For deliberation of the said board.

RECEIVED
SHELTER AND REDEVELOPMENT
MULTI-EDITORIAL TASK FORCE
BY: K. H. H.
DATE: 11/4/16 4:45 pm

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



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



FINAL RECOMMENDATION FOR DEVELOPMENT PERMIT

DP No. : _____
DATE ISSUED: 06-21-2016

☒ BP 220 ☐ PD 957 ☒ SEC. 18 RA 7279

NAME OF APPLICANT:
ENGR. JUDY A. FERNANDEZ
Regional Manager NHA Region 10

ADDRESS & TEL. NO.:
Julio Pacana Street ,Macabalan
Cagayan de Oro City

NAME OF DEVELOPER:
NHA

ADDRESS & TEL. NO.
Julio Pacana Street ,Macabalan
Cagayan de Oro City

AREA IN HAS.
SHP =25.3064 has.

NO. OF SALEABLE LOTS/UNITS:
SHP 2,579 lots

NAME OF PROJECT:
NHA GUSA ECO VILLAGE

LOCATION:
Gusa, Cagayan de Oro City

EVALUATION OF FACTS:

In accordance with the implementing rules and regulations of BP 220; in provisions of Zoning Ordinance 2006 and other related City Ordinances.

CONDITIONS:

1. All conditions stipulated herein form part of the DECISION and are subject to monitoring;
2. Non-compliance therewith shall be a cause for cancellation or legal action;
3. Pertinent provisions of BP 220 and P.D. 1216 and P.D. 1096 and their implementing Rules and Regulations shall be complied with;
4. Submit subdivision plans to the Land Management Sector of DENR for verification and approval of the field survey returns. Said plans together with the verification/approval documents shall be submitted to HLURB to support your application for Registration of the subdivision and issuance of License to Sell;
5. Any misrepresentation or material falsehood on your part shall be a cause for the cancellation of this permit;
6. The subdivision scheme shall not be altered other than what is applied to except when prior clearance from the City Government is secured;
7. To plant trees in the areas designated a Parks and Playground and areas, community facilities and encourage homeowners to plant trees within its yard in connection with the Greening Program of the City Government;
8. That transfer of ownership of this project carries the same condition in this Approval for which written notification shall be made Thirty (30) days from such transfer;
9. The Development of this subdivision project shall commence within three (3) years upon issuance of development permit;
10. Provision for 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 of B.P. 220 in HLURB 2008;

Republic of the Philippines
City of Cagayan de Oro
Department of Engineering & Public Works
Office of the City Engineer

June 13, 2016

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

Subject: Technical Evaluation re: Development Permit (DP) application of NHA-Region 10 for their subdivision Project, NHA-~~Gusa~~ ECO VILLAGE, covering an area of 253,064 square meters more or less containing 2,579 lots, represented by Engr. Judy A. Fernandez, Regional Manager, NHA-10.

Location : Gusa, Cagayan de Oro City

Enclosure : Plans & other supporting documents .

Remarks : Plans duly signed and re-evaluated. The following shall be considered during development stage to wit :

- > Mitigating measures to prevent flooding and or soil erosion that may affect the adjacent low lying areas shall be considered;
- Dissilting or declogging of any siltation and or eroded materials that may affect a waterway and or a residential area as maybe caused by said development shall be the responsibility of the developer;
- Limits of development shall be 8.00m. from the existing concrete paved road centerline of Gusa-Camacawan Road. Easement requirement for loading and unloading area shall be reckoned from the edge of the 16.00m. road right of way limit.
- 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.


ROLANDO M. PACURIBOT
CEED Manager
Acting City Engineer

File/trans-borja-nha-eco vilaae (DP)
code#



OFFICE OF THE PRESIDENT
NATIONAL HOUSING AUTHORITY
REGIONAL OFFICE X

DEC - 4 2017

Sub #
2017-1002

Rpt to Sub - Subl.

29 November 2017

HON. DOMETILO C. ACENAS, JR.
Chairman
Committee on Subdivision & Landed Estate
City Council of Cagayan de Oro City

Dear **Hon. Acenas**:

This refers to the Development Permit application of a Project particularly known as NHA-Gusa Eco Village located at Barangay Gusa, Cagayan de Oro City. NHA intends to develop the property into a mixed-housing project for the survivor families affected by the "TS" Sendong and for other formal sectors identified/qualified to avail of the project.

We are pleased to submit the compliance of the said conditions stipulated in the 1st Endorsement of the City Housing Board respectively, to wit;

- 1) Decision of DENR-EMB Case No. 10-48EIA-1120-17 issued by the Regional Director Dr. Sabdullah C. Abubacar, CESO IV of DENR-EMB Region 10 regarding the timberland issue dated November 17, 2017 and Copy of the Office of the President (OP) Decision and Entry of Judgement all issued by the Honorable Court of Appeals particularly relative to OP Case No. 07-B-069 (DENR Case 5915) with Entry of Judgement issued having become Final and Executory on March 12, 2012
- 2) NHA's offers to the affected families within NHA property (See attached copy)
- 3) Relocation of the affected families is within the project site (See attached copy)
- 4) Minutes of meetings last August 20, 2017 at Kamakawan Gusa, CDO, 1st PIAC Meeting dated August 5, 2015 at NHA Conference Room, 2nd PIAC Meeting (Pre-Dialogue Meeting with Kamawan Farmers) at Harbor Lights dated August 12, 2015 and Meeting at Archbishop's House dated April 23, 2015.
- 5) Mitigating measures are already included in the development of the project site please see attached copy plans.
- 6) Social Acceptability of Barangay Indahag dated November 22, 2017

Hoping that these complying legal documents will have the way to favorable issuance of Development Permit of the above-mentioned project.

Thank you and God Bless.

Very truly yours,

JUDY A. FERNANDEZ
Regional Manager

Cc: Hon. Oscar S. Moreno
Chairman
City Housing Board of CDO

TELE/FAX NO. (088) 856-8778, (088) 856-8765, (088) 881-1303
Email: nha_cagayandeoro@yahoo.com
Julio Pacana St., Brgy. Macabalan, Cagayan de Oro City 9000

12. Encourage the homeowners/residents to collect/rain water or harvesting.
13. The remark of the City Engineering Office in transmittal letter dated June 17, 2016 shall be considered during development stage, to wit;
 - ✓ Mitigating measures to prevent soil erosion and flooding that may affect low lying areas.
 - ✓ Dissilting/ declogging of any siltation &/or eroded materials that may affect waterway &/or a residential area as maybe caused by said development shall be the responsibility of the developer.
 - ✓ Limits of development shall be 8.00m from the existing concrete paved road center line of Gusa-Camacawan Road. Easement requirement for loading and unloading area shall be reckoned from the edge of the 16.00m road right of way limit.
 - ✓ Any requirement maybe imposed when necessary during construction stage.
 - ✓ All works for this land development project shall be in accordance with the DPWH standard specifications for Roads & Bridges.


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

Project Profile

PROJECT NAME : NHA GUSA ECO VILLAGE
OWNER/ APPLICANT : Engr. JUDY A. FERNANDEZ
DEVELOPER :
LOCATION : Brgy. Gusa, CDO
AREA : 253,064.00
NO. OF LOTS/UNITS : 2,579 lots
PROJECT CLASSIFICATION : Residential
ZONING LAND USE/CLASSIFICAT : Residential
TYPE OF APPLICATION : DP
APPLICABLE LAW : B.P. 220 ☐ Economic | SHP ☒

B.P 220 sq.m. location :
SHP Counterpart : sq.m. location :

DEVELOPMENT STANDARDS & DEVELOPMENT PERMIT APPLICATION PARTICULARS

PARAMETERS	MINIMUM DESIGN STANDARDS		required	proposed	REMARKS	
	% X G.A.					
● Parks & Playground Allocation (No. of lots/ ha.) % of gross area for PP						
150 and below	3.50%		3.50%	3.93%	Provided Parks & Playground is in accordance with BP 220	
161-171	5%					
176-200	6%					
201-225	7%					
above 225	9%					
● Community Facilities Allocation (No. Of lots / ha.) of gross area for CF	Main	SHP				
	%	%				
150 and below	1	1	1%	1.60%	Provided Community Facilities Playground is in accordance with BP 220	
151-225	1.5	1.5				
above 225	2	2				
	linear mtr	linear mtr	as per density (linear meter)	as per density (linear meter)		
● Roads right of way						
Major	8 to 15	8 to 15	8	12	Provided road right of way is in accordance with BP 220 heirarchy guidelines	
Collector	8 to 10	8 to 10	8	10		
Minor	6.5	6.5				
Motor Court	6	6				
Alley	2	2				
Pathway	3	3				
● Planting strips						
15 m ROW	1.30	1.30				
12 m ROW	0.80	0.80				
10 m ROW	0.80	0.80				
8 m ROW	0.40	0.40				
6.0 m ROW	optional	optional				
● Sidewalk (s)						
15 m ROW	1.20	1.20				
12 m ROW	1.20	1.20				
10 m ROW	1.20	1.20				
8 m ROW	0.60	0.60				
6.5 m ROW	0.50	0.50				
OTHERS :	As per evaluation PALC application is in accordance with the standard requirement of BP 220 guidelines is hereby recommended for approval..					

EVALUATED BY:

ENGR. ROLAN ACLAN
CPDO Staff

REVIEWED BY

ENGR. ROLAND PACURIBOT
CEO Head

ENGR. SIDRO BORJA
CPDO Head



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

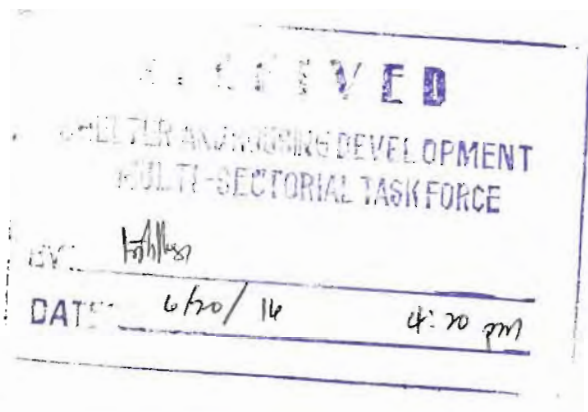
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857-3390

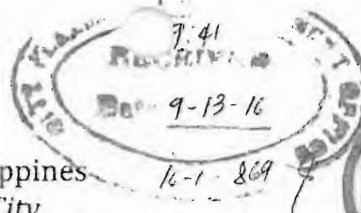


1st Endorsement
June 21, 2016

Respectfully transmitted to **Cagayan de Oro City Housing Board**, the herein plans and documents relative to the application for Development Permit of **NHA GUSA ECO VILLAGE** represented by **ENGR. JUDY A. FERNANDEZ**, Regional Manager, NHA Region 10 located at Gusa, this City, covering an area of 253,064.00 square meters containing 2,579 lots, with the recommendation for approval.


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





Republic of the Philippines
Cagayan de Oro City

OFFICE OF THE CITY MAYOR

CAGAYAN DE ORO HOUSING BOARD



1st Endorsement
August 4, 2016

Respectfully returned to Engr. Isidro G. Borja, City Planning & Development Coordinator, Office of the City Planning & Development, the Application for Development Permits of National Housing Authority (NHA) represented by Engr. Judy Fernandez, Regional Manager, for his information :

Name of Subdivision	Location	Remarks
a. NHA Gusa Ecoville	Gusa, Cag. de Oro	Per joint inspection report conducted by CPDO and CEO 28 June 2016, it was evaluated as to technical aspects, but not inspected on site.


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 / 857-2264
857-2179



PALC NO. 618-2014
APPLICATION NO. 055-2014
DATE ISSUED : 12-01-2014

PRELIMINARY APPROVAL &
LOCATIONAL CLEARANCE

[X] Covered by Sec. 18 R.A. 7279

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

NAME OF APPLICANT/DEVELOPER:
Engr. Judy A. Fernandez

NAME OF PROJECT:
NHA- Gusa Eco Village

ADDRESS AND TEL. NO.:
NHA-Macabalan, Cagayan de Oro City
Tel. no. (088) 8568778

AREA AND LOCATION:
253,064.00 sq.m.
2,429 lots
Gusa, Cagayan de Oro City

RIGHT OVER LAND
TCT-137-2013003375

PROJECT CLASSIFICATION:
RESIDENTIAL

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:
Residential

EVALUATION OF FACTS:
*Pursuant to the implementing rules and regulations of B.P. 220 and Section 458(a)(2)(x) of R.A. No. 7160 and the
1994 Codified Ordinance of Cagayan de Oro City.*

RECOMMENDATION FOR APPROVAL:
Recommended for Preliminary Approval and Locational Clearance.

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, 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 of B.P. 220 in HLURB 2009;.
12. Remarks from the City Engineering Office, transmittal dated October 27, 2014 (see attached document).

ENGR. ISIDRO G. BORJA
City Planning & Development Coordinator



OFFICE OF THE CITY COUNCIL

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

ORDINANCE NO. 12899-2014

AN ORDINANCE APPROVING THE APPLICATION OF NATIONAL HOUSING AUTHORITY, REPRESENTED BY ENGR. JUDY A. FERNANDEZ, FOR PRELIMINARY APPROVAL AND LOCATIONAL CLEARANCE (PALC) OF NHA-GUSA ECO VILLAGE SUBDIVISION PROJECT, WITH AN AREA OF 253,064 SQUARE METERS, MORE OR LESS, CONTAINING 2,429 LOTS, LOCATED AT BARANGAY GUSA, THIS CITY

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

SECTION 1. - The application of National Housing Authority, represented by Engr. Judy A. Fernandez, for Preliminary Approval and Locational Clearance (PALC) of NHA-Gusa Eco Village subdivision project, with an area of 253,064 square meters, more or less, containing 2,429 lots, located at Barangay Gusa, this City, is hereby approved.

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

UNANIMOUSLY APPROVED.

Present:

1st District:

- | | |
|---|----------------------------|
| - Councilor Lourdes Candy R. Darimbang- | - Councilor Zaldy O. Ocon |
| - Councilor Annie Y. Daba | - Councilor Edna M. Dahino |
| - Councilor Roger G. Abaday | - Councilor Dante B. Pajo |
| - Councilor Alden D. Bacal | |

2nd District:

- | | |
|-------------------------------------|---------------------------------|
| - Councilor Ramon G. Tabor | - Councilor Nadya Emanon- Elipe |
| - Councilor Teodulfo E. Lao, Jr. | - Councilor Leon D. M. Gan, Jr. |
| - Councilor Dometilo C. Acenas, Jr. | - Councilor Enrico D. Salcedo |
| - Councilor Alexander S. Dacer | - Councilor President D. Elipe |

Ex-Officio Member: - Councilor Yan Lam Lim, *Liga Ng Mga Barangay President*

Absent:

- Councilor Adrian L. Barba, *Indisposed*

ENACTED this 15TH day of December 2014 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:

CAESAR IAN E. ACENAS
CITY VICE MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

ATTY. ROY HILARIO P. RAAGAS
CITY ADMINISTRATOR



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU
Office of the Regional Director
Region-10, Macabalan, Cagayan de Oro City



ENVIRONMENTAL COMPLIANCE CERTIFICATE
(Issued under Presidential Decree 1586)
~~ECC-R10-1601-00026~~

THIS IS TO CERTIFY THAT THE PROPONENT, the **NATIONAL HOUSING AUTHORITY**, represented by its Regional Manager, **ENGR. JUDY FERNANDEZ** is granted this Environmental Compliance Certificate (ECC), for the proposed **NHA-GUSA ECO VILLAGE PROJECT** located at Barangay Gusa, Cagayan de Oro City, Misamis Oriental by the Department of Environment and Natural Resources (DENR), through the Environmental Management Bureau (EMB).

SUBJECT ONLY to the conditions and restrictions set in this ECC and in the attached document labeled as Annexes A and B.

This Certificate is issued with the following details:

PROJECT DESCRIPTION

The ECC covers the proposed Housing Subdivision Project, NHA-GUSA ECO VILLAGE an area of 25.3064 hectares under TCT No. 137-2013003375 located at Barangay Gusa, Cagayan de Oro City, Misamis Oriental.

The subdivision shall consists of two (2) phases with the following area distribution:

Phase I	9.62 hectare
Phase II	15.6912 hectare

This Certificate is issued in compliance with the requirements of Presidential Decree No. 1586, and in accordance to DENR Administrative Order (D.A.O.) No. 2003-30. Non-compliance with any of the provisions of this Certificate shall be a sufficient cause for the cancellation of this Certificate and/or imposition of a fine in an amount not to exceed Fifty Thousand Pesos (P50, 000.00) for every violation thereof without prejudice to imposition of fines and penalties under other environmental laws. The EMB, however, is not precluded from reevaluating and correcting any deficiencies or errors that may be found after issuance of this Certificate.

Issued at EMB-R10, DENR 10 Compound, Macabalan, Cagayan de Oro City this **JAN 27 2016**

Recommending Approval:

Approved:

ALEX D. JIMENEZ
Chief, Clearance & Permitting Division

ATTY. ABBAS I. LAO
OIC, Regional Director

NHA-10
DEPT. OFFICE

ASST. REGIONAL DIRECTOR
01-27-2016
DATE
7:50am
1601-0096



Republic of the Philippines
Cagayan de Oro City

OFFICE OF THE CITY MAYOR

Certificate of Social Acceptability

To whom it may concern:

This is to Certify that the herein proposed *NHA - GUSA ECO VILLAGE HOUSING PROJECT* is a Permanent **RESETTLEMENT PROGRAM** for the Survivor of Tropical Storm Sendong of **NATIONAL HOUSING AUTHORITY** Represented by: **JUDY A. FERNANDEZ - NHA Regional Manager**. This Resettlement Project is located at Barangay Gusa, Cagayan de Oro City, has undergone the consultation process, complied with all the necessary documents required as set forth by the respective Government Agencies/Departments and that the residents of the area interposed no objection.

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


OSCAR S. MORENO
City Mayor

MAR 29 2016

SUBSCRIBED and SWORN to, before me this _____ day of _____ 2016 at the City of Cagayan de Oro, affiant exhibited to me his/her Community Tax Certificate No. _____ issued on _____ at _____

OK. No. 137
Page No. 28

ATTY. ANTONIO L. AMARGA
NOTARY PUBLIC
UNTIL DECEMBER 31, 2016
CAGAYAN DE ORO, MIS. OR.



ENVIRONMENTAL CLEARANCE

Date issued : March 7, 2016
Validity : December 31, 2016
Proponent : NATIONAL HOUSING AUTHORITY
Represented by: JUDY A. FERNANDEZ
Project : Resettlement Program
Location : Barangay Gusa, Cagayan de Oro City

This clearance is hereby issued for the above stated project, subject to the monitoring/inspection of the CLENRO at any given period and the herein stipulated provisions:

1. That all applicable Environmental Laws, Rules, Regulations, Policies, City Ordinances and the submission of requirements, as needed, shall be observed and complied with by the proponent.
2. The proponent shall maintain sanitation measures within the project area and its surrounding vicinity. Pursuant to City Ordinance No. 8975-2003 waste segregation and disposal shall be properly institutionalized.
3. Strict prohibition of pollutants or any Nuisances derived from the Housing/ Subdivision area.
4. That no activity other than the applied purpose shall be undertaken.
5. That CLENRO personnel has the Right to Entry inside the perimeter in the conduct of Monitoring and Inspection. This clearance is to be presented upon inspection/verification.
6. The proponent shall support all Environmental Programs of the City Government, as carried out by the CLENRO.
- ✓ 7. Any other construction or installation contrary to the specifications of this particular project is NOT authorized by this issued Clearance, hence, for such purpose the necessary Building Permit from the City Building Office is required.
- ✓ 8. That appropriate Storm Drain, Canal and Flood Control Mitigating measures be properly provided and the same is subject for review and approval by the City Engineer's Office.
9. Complaints of any violations filed before this office and found to have sufficient legal grounds, as verified and assessed shall be subject to the Cancellation, Revocation or Suspension of its Permit.
- ✓ 10. The herein proponent shall adopt and institutionalize measures for effective Solid Waste Management in accordance to existing Laws and Policies (e.g. Establishment of Material Recovery Facility). That Proper Environmental Sanitation be in place at all times.
11. In the interest of Public Safety and General Welfare, non-compliance of the herein set of conditions or as the need arises shall cause the Stoppage/Cease of the operation.

This **CLEARANCE** is issued as a regulatory power of CLENRO and form part of the requirement in processing for the issuance/renewal of the Business Permit for the above stated entity.

Issued this 7th day of March 2016 at the City of Cagayan de Oro, Philippines.

Recommending Approval:

BENJAMIN D. SALVADOR

Division Chief, Environmental Management
CLENRO

Approved:

EDWIN I. DAEL, MPA
OIC-CLENRO

Confirmed:

JUDY A. FERNANDEZ

Regional Manager

