



18th CITY COUNCIL

Cagayan de Oro

AGENDA



25TH REGULAR SESSION

MONDAY,
JANUARY 23, 2017

AT 2:30 PM

SESSION HALL


HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

FILE





Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(088) 857-4026; 857-4029; 857-4032; 857-4035; 857-2258



January 20, 2017

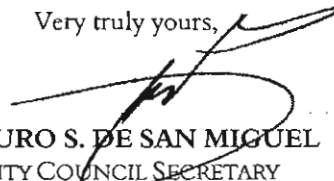
THE HONORABLE MEMBERS
CITY COUNCIL
CAGAYAN DE ORO CITY

Gentlemen/Madam:

Please be informed that the **25TH Regular Session of the 18TH City Council** of Cagayan de Oro will be on **Monday, January 23, 2017 at 2:30 PM.** at the Session Hall.

Thank you very much.

Very truly yours,


ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

THE HONORABLE MEMBERS
CITY COUNCIL
CAGAYAN DE ORO CITY

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

First District

Second District

HON. ZALDY O. OCON
CITY COUNCILOR

HON. NADYA B. 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. M. 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

Ex-officio Members

HON. YAN LAM S. LIM
CITY COUNCILOR, LIGA NG MGA BARANGAY PRESIDENT

**AGENDA OF THE 25TH REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 23 JANUARY 2017**

Order of Business

- A. CALL TO ORDER BY THE HONORABLE CHAIRMAN AND PRESIDING OFFICER
- B. INVOCATION BY **COUNCILOR IAN MARK Q. NACAYA**
- C. SINGING OF THE LUPANG HINIRANG
- D. ROLL CALL AND DETERMINATION OF QUORUM BY THE CITY COUNCIL SECRETARY
- E. READING, CORRECTIONS, IF ANY, AND APPROVAL OF THE MINUTES OF THE PREVIOUS REGULAR SESSIONS ON JANUARY 13 & 16, 2017 AND SPECIAL SESSION ON JANUARY 17, 2017
(SEE APPENDIX "A")
- F. SPECIAL REPORT/S:
 - Councilor Ian Mark Q. Nacaya
 - Councilor Edna M. Dahino
- G. AGENDA PROPER:
 - [1.] A] **PROPOSED RESOLUTION NO. 2017-20** – returning to the Barangay Council of Barangay No. 1, this City, its Ordinance No. 03, series of 2016, covering its Annual Budget for Calendar Year 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.
 - B] **PROPOSED RESOLUTION NO. 2017-21** – returning to the Barangay Council of Barangay No. 36, this City, its Ordinance No. 03, covering its Annual Budget for Calendar Year 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.
 - C] **PROPOSED RESOLUTION NO. 2017-22** – returning to the Barangay Council of Barangay No. 40, this City, its Ordinance No. 04, covering its Annual Budget for Calendar Year 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.
 - D] **PROPOSED RESOLUTION NO. 2017-23** – returning to the Barangay Council of FS Catanico, this City, its Ordinance No. 03, series of 2016, covering its Supplemental Budget No. 2, for Calendar Year 2016, with the

information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX "C")

Document/s on file:
Indorsement from the City Budget Office
Technical Review Analysis Sheets by the LFC
Ordinance No. 03, series of 2016 of Barangay No. 1
Ordinance No. 03, of Barangay No. 36
Ordinance No. 04, of Barangay No. 40
Ordinance No. 03, series of 2016 of Barangay FS Catanico

COMMITTEE SPONSOR/S:

- COMMITTEE ON BARANGAY AFFAIRS

- COUNCILOR YAN LAM S. LIM, CHAIR
- COUNCILOR TEODULFO E. LAO, JR., V-CHAIR
- COUNCILOR ENRICO D. SALCEDO, MEMBER
- COUNCILOR JAY R. PASCUAL, MEMBER
- COUNCILOR MARIA LOURDES S. GAANE, MEMBER
- COUNCILOR NADYA B. EMANO-ELIPE, MEMBER

- COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK Q. NACAYA, CHAIR
- COUNCILOR ZALDY O. OCON, V-CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER
- COUNCILOR ENRICO D. SALCEDO, MEMBER

- [2.] **PROPOSED RESOLUTION NO. 2017-20** – endorsing with Social Acceptability the establishment and operation of a radio station tower located at Barangay Carmen, this City, by Informedia Resources Management, Inc., represented by Ronnie C. Clarion, subject to the rules and regulations provided for under the City Codified Ordinance and City Ordinance No. 9119-2004, and of other government agencies covering such operation and submission by the Barangay Secretary of Barangay Carmen of a certification attesting that the signatories of the neighbor's consent are actual residents of the barangay whose properties are adjoining the proposed tower.
(SEE APPENDIX "D")

Document/s on file:
Indorsement dated October 28, 2016 from the CLENRO
Inspection and Verification Report /Findings of CLENRO
Environmental Clearance
Letter Request
Social Acceptability Certification issued by CLENRO
Site Development Plan (blueprint)

COMMITTEE SPONSOR/S:

- COMMITTEE ON ENVIRONMENT & NATURAL RESOURCES

- COUNCILOR ZALDY O. OCON, CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER

- COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK Q. NACAYA, CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER
- COUNCILOR ENRICO D. SALCEDO, MEMBER

- [3.] **PROPOSED RESOLUTION NO. 2017-21** – creating the City Council Standing Committee on Planning and Development, providing for its functions and electing the chairperson, vice chairperson and members thereof; amending for the purpose

Resolution No. 12390-2016, otherwise known as the 18th City Council (Sangguniang Panlungsod) House Rules.
(SEE APPENDIX "E")

COMMITTEE SPONSOR/S:

- COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK Q. NACAYA, CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER
- COUNCILOR ENRICO D. SALCEDO, MEMBER

- [4.] **PROPOSED RESOLUTION NO. 2017-22** – earnestly requesting Regional Director Allan G. Farnazo, Department of Education-Regional Office No. 10, this City; Hon. Rodolfo M. Elman, Deputy Ombudsman for Mindanao, Davao City; and Regional Director Adams D. Torres, Civil Service Commission-Regional Office No. 10 (CSCRO-10) to expedite their respective investigation on the complaint filed by Mr. Junas Roy C. Cabigas against Mr. Arnold P. Tejero, Principal, City Central School, Cagayan de Oro City, for alleged misdeeds as mentioned in the latter's letter dated 6 September 2016.
(SEE APPENDIX "F")

Document/s on file:

Letter-Complaint from concern parents of City Central School addressed to Hon. Suzette G. Magtajas-Daba
Indorsement dated Sept 22, 2016 from the City Vice Mayor
Letter of Mr. Rudy Villalobos & Arnold P. Tejero
Letter of Mr. Cabingas dated Sept 6, 2016 addressed to the Hon. City Vice Mayor Joaquin "Kikang" Uy
School Memorandum for Shiela S. Salo from Arnold P. Tejero, re: demand for explanation
Letter-explanation of Ms. Sheila S. Salo dated July 1, 2016
Letter-explanation of Ms. Sheila S. Salo dated July 5, 2016
Investigation data form
Affidavit of Complaint executed by Jackie Rosales Avila against Arnold P. Tejero
And other pertinent documents

COMMITTEE SPONSOR/S:

- COMMITTEE ON EDUCATION

- COUNCILOR SUZETTE G. MAGTAJAS-DABA, CHAIR
- COUNCILOR JAY R. PASCUAL, V-CHAIR
- COUNCILOR MARIA LOURDES S. GAANE, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER
- COUNCILOR REUBEN R. DABA, MEMBER

- COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK Q. NACAYA, CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER
- COUNCILOR ENRICO D. SALCEDO, MEMBER

- [5.] **A) PROPOSED RESOLUTION NO. 2017-23** – expressing the City's unequivocal support to the Sitio Electrification Program (SEP) and Nationwide Intensification of Household Electrification (NIHE) Program of the National Electrification Administration (NEA) and Department of Energy (DOE), respectively, in line with the National Government's Total Electrification Program.
- B) PROPOSED ORDINANCE NO. 2017-3** – exempting from payment of electrical permit fee in the amount of ₱253.00 the household-beneficiaries of the Sitio Electrification Program (SEP) and Nationwide Intensification of Household Electrification (NIHE) Program implemented by the National

Electrification Administration (NEA) and Department of Energy (DOE), respectively, to strengthen the Total Electrification Program of the National Government.

(SEE APPENDIX "G")

Document/s on file:

Letter from the City Mayor

Indorsement from the Office of the City Building Official

COMMITTEE SPONSOR/S:

- COMMITTEE ON ENERGY

- COUNCILOR TEODULFO E. LAO, JR., CHAIR
- COUNCILOR ROMEO V. CALIZO, V-CHAIR
- COUNCILOR JAY R. PASCUAL, MEMBER

- COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK O. NACAYA, CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER

- [6.] **PROPOSED ORDINANCE NO. 2017-4** – extending the deadline for the filing of business license renewal application from January 20, 2017 to February 28, 2017, and for this purpose no surcharges and penalties shall be collected from the taxpayers who will be availing hereof.

(SEE APPENDIX "H")

COMMITTEE SPONSOR/S:

- COMMITTEE ON FINANCE, BUDGET & APPROPRIATIONS

- COUNCILOR EDNA M. DAHINO, CHAIR
- COUNCILOR ENRICO D. SALCEDO, MEMBER
- COUNCILOR GEORGE S. GOKING, MEMBER

- COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK O. NACAYA, CHAIR
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ROMEO V. CALIZO, MEMBER
- COUNCILOR ENRICO D. SALCEDO, MEMBER



OFFICE OF THE CITY COUNCIL

(088) 857-2258; 857-4029; 857-4035; 857-4032



MINUTES OF THE 1ST SPECIAL SESSION OF THE 18TH CITY COUNCIL (SANGGUNIAN PANLUNGSOD) OF CAGAYAN DE ORO, ON TUESDAY, 17 JANUARY 2017

Pursuant to the call of the majority members of the City Council for a Special Session as disseminated by the Secretary to the Sangguniang Panlungsod through Short Messaging Service, City Vice Mayor **RAINEIR JOAQUIN V. UY** called the session to order at exactly 1:25 AM.

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 **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 **MARIA LOURDES S. GAANE**
- City Councilor **IAN MARK Q. NACAYA**, MAJORITY FLOOR LEADER-COALITION
- City Councilor **TEODULFO E. LAO, JR.**, ASSISTANT MAJORITY FLOOR LEADER- COALITION
- City Councilor **SUZETTE G. MAGTAJAS-DABA**
- City Councilor **ENRICO D. SALCEDO**

Absent:

- City Councilor **LORDAN G. SUAN**
- City Councilor **EDNA M. DAHINO**
- City Councilor **NADYA B. EMANO- ELIPE**, ASSISTANT MINORITY FLOOR LEADER
- City Councilor **DOMETILO C. ACENAS, JR.**
- City Councilor **LEON D. M. GAN, JR.**, MINORITY FLOOR LEADER
- City Councilor **YAN LAM LIM**, (President, Liga Ng Mga Barangay)

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

RESOLUTION NO. 12561-2017

RESOLUTION DECLARING THE CITY OF CAGAYAN DE ORO UNDER A STATE OF CALAMITY DUE TO FLASH FLOOD THAT OCCURRED IN SEVERAL PARTS OF THE CITY ON JANUARY 16, 2017

Moved by Councilor Reuben R. Daba, severally seconded by the members present,
UNANIMOUSLY CARRIED.

MOTION NO. 22884-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12561-2017**

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



Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY COUNCIL
(08822) 724854; (088) 857-4029; 857-4035; 857-2048



ORDINANCE NO. 13181-2017

AN ORDINANCE APPROPRIATING THE SUM OF ₱5 MILLION FROM THE 30% QUICK RESPONSE FUND OF THE 5% CITY DISASTER AND RISK REDUCTION MANAGEMENT FUND TO BE MADE AVAILABLE FOR THE RELIEF OPERATIONS FOR THE DISASTER-AFFECTED RESIDENTS OF THE CITY OF CAGAYAN DE ORO, WHICH WAS DECLARED UNDER STATE OF CALAMITY UNDER RESOLUTION NO. 12561-2017

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

MOTION NO. 22885-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13181-2017**

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

MOTION NO. 22886-2017

MOTION TO ADJOURN THE 1ST SPECIAL SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON JANUARY 17, 2017

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

The session adjourned at 2:30 AM. January 17, 2017.

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

**MINUTES OF THE 24TH REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO
MONDAY, 16 JANUARY 2017**

City Vice Mayor **RAINEIR JOAQUIN V. UY** called the session to order at exactly 3:40 P.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 **ROMEO V. CALIZO**
- City Councilor **REUBEN R. DABA**

Second District:

- City Councilor **NADYA B. EMANO- ELIPE**, ASSISTANT MINORITY FLOOR LEADER
- City Councilor **MARIA LOURDES S. GAANE**
- 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

Ex-Officio Member:

- City Councilor **YAN LAM LIM**, (President, Liga Ng Mga Barangay)

On Official Business:

- City Councilor **JAY R. PASCUAL**
- City Councilor **ANNIE Y. DABA**
- City Councilor **SUZETTE G. MAGTAJAS-DABA**
- City Councilor **ENRICO D. SALCEDO**

On Leave:

- City Councilor **GEORGE S. GOKING**

Absent:

- City Councilor **TEODULFO E. LAO, JR.**, ASSISTANT MAJORITY FLOOR LEADER- COALITION

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

MOTION NO. 22871-2017

MOTION TO SUSPEND THE CITY COUNCIL HOUSE RULES TO ALLOW NON-MEMBERS TO ADDRESS THE BODY

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

MOTION NO. 22872-2017

MOTION TO HEAR MS. AMY PADILLA, EXECUTIVE PRODUCER, MR. DENNIS ALMAZAN, PAGEANT DIRECTOR AND THE CANDIDATES OF THE MISS EARTH PHILIPPINES 2017-NORTHERN MINDANAO

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

MOTION NO. 22873-2017

MOTION TO LIFT THE SUSPENSION OF THE CITY COUNCIL HOUSE RULES

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

A. SPECIAL REPORT/S:

- i. Councilor Edna M. Dahino echoed the concerns of some Cagayanons regarding the safety and worthiness of the overpass connecting Centrio and Gaisano, saying it is not wide enough to accommodate a high density of users, and not user-friendly, among others safety concerns.

Action Taken: The Body adopted Resolution No. 12560-2017 even as the report was referred to the Committees on Public Works, on Social Services and on Police, Fire and Public Safety for further study and appropriate action.

B. ON MINUTES OF THE 24TH REGULAR SESSION ON JANUARY 16, 2017

RESOLUTION NO. 12555-2017

RESOLUTION ACCREDITING THE A FOUNDATION FOR GROWTH, ORGANIZATIONAL UPLIFTMENT OF PEOPLE, INC., (GROUP, INC.) FOR PURPOSES OF ITS MEMBERSHIP IN THE LOCAL SPECIAL BODIES, PURSUANT TO DILG MEMORANDUM CIRCULAR NO. 2016-97 AND ARTICLE 64, RULE XIII OF THE RULES AND REGULATIONS IMPLEMENTING THE 1991 LOCAL GOVERNMENT CODE, OR FUNDING ITS PROJECT FROM THE CITY OR OTHER SOURCES AS REQUIRED UNDER THE COA CIRCULAR RELATED THERETO

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Maria Lourdes S. Gaane & Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22874-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12555-2017**

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Edna M. Dahino, Maria Lourdes S. Gaane, Romeo V. Calizo & Reuben R. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12556-2017

RESOLUTION ACCREDITING THE SAN JOSE UNITED PEOPLE LANDLESS ASSOCIATION, INC. FOR PURPOSES OF ITS MEMBERSHIP IN THE LOCAL SPECIAL BODIES, PURSUANT TO DILG MEMORANDUM CIRCULAR NO. 2016-97 AND ARTICLE 64, RULE XIII OF THE RULES AND REGULATIONS IMPLEMENTING THE 1991 LOCAL GOVERNMENT CODE, OR FUNDING ITS PROJECT FROM THE CITY OR OTHER SOURCES AS REQUIRED UNDER THE COA CIRCULAR RELATED THERETO

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

MOTION NO. 22875-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12556-2017**

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Edna M. Dahino & Maria Lourdes S. Gaane, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12557-2017

RESOLUTION ACCREDITING THE YOUTH COOPERATIVE FOR ECOLOGICAL PROTECTION, FOR PURPOSES OF ITS MEMBERSHIP IN THE LOCAL SPECIAL BODIES, PURSUANT TO DILG MEMORANDUM CIRCULAR NO. 2016-97 AND ARTICLE 64, RULE XIII OF THE RULES AND REGULATIONS IMPLEMENTING THE 1991 LOCAL GOVERNMENT CODE, OR FUNDING ITS PROJECT FROM THE CITY OR OTHER SOURCES AS REQUIRED UNDER THE COA CIRCULAR RELATED THERETO

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

MOTION NO. 22876-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12557-2017**

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Edna M. Dahino & Maria Lourdes S. Gaane, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12558-2017

RESOLUTION ACCREDITING THE PEOPLE'S ALLIANCE LIVELIHOOD AND DEVELOPMENT (PALAD) ORGANIZATION, INC. FOR PURPOSES OF ITS MEMBERSHIP IN THE LOCAL SPECIAL BODIES, PURSUANT TO DILG MEMORANDUM CIRCULAR NO. 2016-97 AND ARTICLE 64, RULE XIII OF THE RULES AND REGULATIONS IMPLEMENTING THE 1991 LOCAL GOVERNMENT CODE, OR FUNDING ITS PROJECT FROM THE CITY OR OTHER SOURCES AS REQUIRED UNDER THE COA CIRCULAR RELATED THERETO

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Maria Lourdes S. Gaane & Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22877-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12558-2017**

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Edna M. Dahino & Maria Lourdes S. Gaane, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12559-2017

RESOLUTION ACCREDITING THE CABULA LUMBIA LANDLESS ASSOCIATION FOR PURPOSES OF ITS MEMBERSHIP IN THE LOCAL SPECIAL BODIES, PURSUANT TO DILG MEMORANDUM CIRCULAR NO. 2016-97 AND ARTICLE 64, RULE XIII OF THE RULES AND REGULATIONS IMPLEMENTING THE 1991 LOCAL GOVERNMENT CODE, OR FUNDING ITS PROJECT FROM THE CITY OR OTHER SOURCES AS REQUIRED UNDER THE COA CIRCULAR RELATED THERETO

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Romeo V. Calizo, Reuben R. Daba, Maria Lourdes S. Gaane & Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22878-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12559-2017,**

Moved by Councilor Ian Mark O. Nacaya, duly seconded by Councilors Edna M. Dahino & Maria Lourdes S. Gaane, UNANIMOUSLY CARRIED.

ORDINANCE NO. 13180-2017

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF AGRICULTURE – REGIONAL FIELD OFFICE 10, REPRESENTED BY REGIONAL DIRECTOR LEALYN A. RAMOS, AND PARADISE VILLAGE CARP BENEFICIARIES AND FARMERS IRRIGATORS ASSOCIATION COVERING THE GRANT OF ONE (1) UNIT POWER TILLER FLOATING (MUDBOAT TYPE) TO THE ASSOCIATION, UNDER THE TERMS AND CONDITIONS STATED THEREIN

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Edna M. Dahino, Maria Lourdes S. Gaane & Romeo V. Calizo, UNANIMOUSLY APPROVED.

MOTION NO. 22879-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13180-2017**

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

MOTION NO. 22880-2017

MOTION TO DEFER ACTION ON PROPOSED ORDINANCE NO. 2017-2 – approving the application of Eternal Gardens Memorial Park Cagayan de Oro, Inc., represented by Ms. Leizl F. Adlaon, for Preliminary Approval and Locational Clearance (PALC) of its memorial park, with an area of 43,628 square meters, located at Barangay Bulua, this City

Moved by Councilor Romeo V. Calizo, duly seconded by Councilor Edna M. Dahino, CARRIED BY MAJORITY.

Infavor:1ST District:

- Councilor Zaldy O. Ocon
- Councilor Romeo V. Calizo

- Councilor Edna M. Dahino
- Councilor Reuben R. Daba

2nd District:

- Councilor Maria Lourdes S. Gaane

- Councilor Ian Mark Q. Nacaya

Against:

- Councilor Lordan G. Suan
- Councilor Dometilo C. Acenas, Jr.

- Councilor Nadya B. Emano-Elipe

Abstained:

- Councilor Leon D. M. Gan, Jr.
- Councilor Yan Lam S. Lim, *Liga Ng Mga Barangay (President)*

On Official Business:

- Councilor Jay R. Pascual
- Councilor Suzette G. Magtajas-Daba

- Councilor Annie Y. Daba
- Councilor Enrico D. Salcedo

On Leave:

- Councilor George S. Goking

Absent:

- Councilor Teodulfo E. Lao, Jr.

MOTION NO. 22881-2017

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

- [8.] PROPOSED RESOLUTION NO. 2017-19 – requesting the Department of Public Works and Highways-Regional Office No. 10 to furnish the City Council (Sangguniang Panlungsod) of Cagayan de Oro with a copy of the design criteria/manual in the construction of roads and bridges.

Proponent: - Councilor Edna M. Dahino

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

RESOLUTION NO. 12560-2017

RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS-REGIONAL OFFICE NO. 10 TO FURNISH THE CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO WITH A COPY OF THE DESIGN CRITERIA/MANUAL IN THE CONSTRUCTION OF ROADS AND BRIDGES

Proponent: Councilor Edna M. Dahino

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

MOTION NO. 22882-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12560-2017**

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

MOTION NO. 22883-2017

MOTION TO ADJOURN THE 24TH REGULAR SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON 16 JANUARY 2017

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

The session adjourned at 4:43PM., January 16, 2017.

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

**MINUTES OF THE 23RD REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO
FRIDAY, 13, JANUARY 2017**

City Vice Mayor **RAINEIR JOAQUIN V. UY** called the session to order at exactly 3:40 P.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 **EDNA M. DAHINO**
- City Councilor **JAY R. PASCUAL**
- City Councilor **ROMEO V. CALIZO**
- City Councilor **REUBEN R. DABA**

Second District:

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

On Official Business:

- City Councilor **ANNIE Y. DABA**
- City Councilor **YAN LAM LIM**, (President, Liga Ng Mga Barangay)

Absent:

- City Councilor **LORDAN G. SUAN**
- City Councilor **GEORGE S. GOKING**
- City Councilor **LEON D. M. GAN, JR.**, MINORITY FLOOR LEADER

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

A. ON MINUTES OF THE 22ND REGULAR SESSION ON DECEMBER 19, 2016

MOTION NO. 22859-2017

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE 22ND REGULAR SESSION ON DECEMBER 19, 2016 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 Teodulfo E. Lao, Jr., Edna M. Dahino & Reuben R. Daba, UNANIMOUSLY CARRIED.

MOTION NO. 22860-2017

MOTION TO APPROVE THE MINUTES OF THE 22ND REGULAR SESSION ON DECEMBER 19, 2016

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

B. SPECIAL REPORT/S:

- i. Councilor Zaldy O. Ocon reported about issues and concerns, particularly on logistics and equipment, of the City Police Office that he gathered during his stint as Acting City Mayor for the period January 3-11, 2017, which include the lack of big bikes for the Traffic Division, among others.

Action Taken: The report was referred to the Committee on Police for appropriate action.

- ii. Councilor Romeo V. Calizo reported that the recent observance of the Feast of Black Nazarene in the City was generally peaceful, adding that his Committee on Police had conducted immediate debriefing thereof to discuss issues and concerns that may have affected by it such as health, traffic, engineering and technology.

Action Taken: The Body adopted Resolution No. 12549-2017.

- iii. Councilor Reuben R. Daba reported that the Iwas Paputok campaign in the city spearheaded by the task force led by City DILG Director Jane Docallos was very successful, even as he also aired the alarming report that many of the students now are hooked on playing the online games DOTA thereby affecting their academic performance, among other things.

Action Taken: The Body adopted Resolution No. 12551-2017, even as the second part of the report was referred to the Regulatory and Complaint Board for moviehouses and amusement places and to the Committees on Social Services, on Education, on Women and Family Relations and on Barangay Affairs for appropriate action.

- iv. Councilor Ian Mark Q. Nacaya reported about the highlights of the visit of the city's delegation to Harbin City and Xiamen City in China which was aimed at strengthening and revitalizing the sisterhood agreement between Cagayan de Oro and Harbin City, among other things.

Action Taken: The Body adopted Resolution Nos. 12552-2017, 12553-2017 & 12554-2017.

C. ON MINUTES OF THE 23RD REGULAR SESSION ON JANUARY 13, 2017

RESOLUTION NO. 12542-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF MACASANDIG, THIS CITY, ITS ORDINANCE NO. 03, SERIES OF 2016, COVERING ITS SUPPLEMENTAL BUDGET NO. 2 FOR CALENDAR YEAR 2016, 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 Reuben R. Daba, Jay R. Pascual & Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22861-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12542-2017**

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

RESOLUTION NO. 12543-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF BARANGAY NO. 5, THIS CITY, ITS ORDINANCE NO. 16-003, SERIES OF 2016, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 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., Reuben R. Daba, Jay R. Pascual & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12544-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF BARANGAY NO. 27, THIS CITY, ITS ORDINANCE NO. 02, SERIES OF 2016, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 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., Reuben R. Daba, Jay R. Pascual & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12545-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF BARANGAY NO. 35, THIS CITY, ITS ORDINANCE NO. 02, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 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., Reuben R. Daba, Jay R. Pascual & Edna M. Dahino, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12546-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF FS CATANICO, THIS CITY, ITS ORDINANCE NO. 002, SERIES OF 2016, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 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., Reuben R. Daba, Jay R. Pascual & Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22862-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NOS. 12543-2017, 12544-2017, 12545-2017 & 12546-2017**

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

RESOLUTION NO. 12547-2017

RESOLUTION EARNESTLY REQUESTING THE REGIONAL TRIAL COURT OF MISAMIS ORIENTAL, 10TH JUDICIAL REGION-BRANCH 23 TO HOLD IN ABEYANCE THE EXECUTION OF THE NOTICE TO VACATE IN MISC. CASE NO. 2003-80, ENTITLED: EX-PARTE PETITION FOR ISSUANCE OF A WRIT OF POSSESSION UNDER ACT NO. 3135, AS AMPLIFIED BY P.D. 385, INVOLVING PROPERTY UNDER TCT NO. AT-56042

REGISTERED IN THE NAME OF DEVELOPMENT BANK OF THE PHILIPPINES (FORMERLY TCT T-7962) WITH DEVELOPMENT BANK OF THE PHILIPPINES (PETITIONER) VERSUS RITO Y. BACARRO (INTERVENOR/OPPOSITION), UNTIL AFTER THE END OF CLASSES IN MARCH 2017 AND PENDING THE CONDUCT OF THE SOCIO-ECONOMIC SURVEY AND THE IDENTIFICATION OF A SUITABLE RELOCATION SITE FOR THE DEFENDANT

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

MOTION NO. 22863-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12547-2017**

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

MOTION NO. 22864-2017

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

- [4.] PROPOSED RESOLUTION NO. 2017-7 – declaring March 13-17, 2017 as Gen. Douglas MacArthur Week in the City of Cagayan de Oro in commemoration of the 75th Diamond Jubilee of Gen. Douglas MacArthur's breakout from Corregidor to Australia in 1942 passing through Cagayan de Misamis and Diklum, Tangkulan.

Proponent: - Councilor Jay R. Pascual

- [5.] PROPOSED RESOLUTION NO. 2017-8 – expressing gratitude to the officers, men and women, staff, employees and members of the National Intelligence Coordinating Agency (NICA), the 4th Infantry Division-Philippine Army, the Cagayan de Oro City Police Office, the City Disaster Risk Reduction and Management Office, concerned Barangay Police, City Health Office, Roads and Traffic Administration, JR Borja General Hospital, ALERT-10 and other civil society organizations for the peaceful celebration of the Feast of Black Nazarene in Cagayan de Oro last January 9, 2017.

Proponent: - Councilor Romeo V. Calizo

- [6.] PROPOSED RESOLUTION NO. 2017-9 – requesting Rep. Rolando 'Klax' Uy, Rep. Maximo Rodriguez, Honorable Senators Aquilino "Koko" Pimentel, Jr. and Juan Miguel Zubiri to file a Bill in Congress declaring January 9 of every year as a Special Non-working Holiday in Cagayan de Oro on the occasion of the observance of the Feast of the Black Nazarene.

Proponent: - Councilor Zaldy O. Ocon

- [7.] PROPOSED RESOLUTION NO. 2017-10 – commending the Iwas Paputok Task Force headed by City DILG Director Jane Docallos for launching a massive Iwas Paputok campaign in the City which resulted in a very minimal case of firecracker-related incident during the Christmas and New Year celebrations.

Proponent: - Councilor Reuben R. Daba

- [8.] PROPOSED RESOLUTION NO. 2017-11 – expressing the City's sincerest thanks and gratitude to Honorable Mayor Song Xibin of Harbin City, China, for his warm welcome and accommodation extended to the members of the Cagayan de Oro City delegation during their visit thereat on January 4-7, 2017.

Proponent: - Councilor Ian Mark Q. Nacaya

- [9.] PROPOSED RESOLUTION NO. 2017-12 – expressing the City's sincerest thanks and gratitude to Honorable Vice Mayor Qu Lei of Harbin City, China, for his warm welcome and accommodation extended to the members of the Cagayan de Oro City delegation during their visit thereat on January 4-7, 2017.

Proponent: - Councilor Ian Mark Q. Nacaya

- [10.] PROPOSED RESOLUTION NO. 2017-13 – expressing the City's sincerest thanks and gratitude to city government of Xiamen, China, for welcoming and accommodating the members of the Cagayan de Oro City delegation during their visit thereat on January 8-9, 2017.

Proponent: - Councilor Ian Mark Q. Nacaya

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

RESOLUTION NO. 12548-2017

RESOLUTION DECLARING MARCH 13-17, 2017 AS GEN. DOUGLAS MACARTHUR WEEK IN THE CITY OF CAGAYAN DE ORO IN COMMEMORATION OF THE 75TH DIAMOND JUBILEE OF GEN. DOUGLAS MACARTHUR'S BREAKOUT FROM CORREGIDOR TO AUSTRALIA IN 1942 PASSING THROUGH CAGAYAN DE MISAMIS AND DIKLUM, TANGKULAN

Proponent: Councilor Jay R. Pascual

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

MOTION NO. 22865-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12548-2017**

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

At this juncture, Councilors Nadya B. Emano-Elipe & Dometilo C. Acenas, Jr. were out of the Session Hall.

RESOLUTION NO. 12549-2017

RESOLUTION EXPRESSING GRATITUDE TO THE OFFICERS, MEN AND WOMEN, STAFF, EMPLOYEES AND MEMBERS OF THE NATIONAL INTELLIGENCE COORDINATING AGENCY (NICA), THE 4TH INFANTRY DIVISION-PHILIPPINE ARMY, THE CAGAYAN DE ORO CITY POLICE OFFICE, THE CITY DISASTER RISK REDUCTION AND MANAGEMENT OFFICE, CONCERNED BARANGAY POLICE, CITY HEALTH OFFICE, ROADS AND TRAFFIC ADMINISTRATION, JR BORJA GENERAL HOSPITAL, ALERT-10 AND OTHER CIVIL SOCIETY ORGANIZATIONS FOR THE PEACEFUL CELEBRATION OF THE FEAST OF BLACK NAZARENE IN CAGAYAN DE ORO LAST JANUARY 9, 2017

Proponent: Councilor Romeo V. Calizo

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22866-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12549-2017**

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

RESOLUTION NO. 12550-2017

RESOLUTION REQUESTING REP. ROLANDO "KLAREX" UY, REP. MAXIMO RODRIGUEZ, HONORABLE SENATORS AQUILINO "KOKO" PIMENTEL, JR. AND JUAN MIGUEL ZUBIRI TO FILE A BILL IN CONGRESS DECLARING JANUARY 9 OF EVERY YEAR AS A SPECIAL NON-WORKING HOLIDAY IN CAGAYAN DE ORO ON THE OCCASION OF THE OBSERVANCE OF THE FEAST OF THE BLACK NAZARENE

Proponent: Councilor Zaldy O. Ocon

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22867-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12550-2017**

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

RESOLUTION NO. 12551-2017

RESOLUTION COMMENDING THE IWAS PAPUTOK TASK FORCE HEADED BY CITY DILG DIRECTOR JANE DOCALLOS FOR LAUNCHING A MASSIVE IWAS PAPUTOK CAMPAIGN IN THE CITY WHICH RESULTED IN A VERY MINIMAL CASE OF FIRECRACKER-RELATED INCIDENT DURING THE CHRISTMAS AND NEW YEAR CELEBRATIONS

Proponent: Councilor Reuben R. Daba

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

MOTION NO. 22868-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12551-2017**

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

RESOLUTION NO. 12552-2017

RESOLUTION EXPRESSING THE CITY'S SINCEREST THANKS AND GRATITUDE TO HONORABLE MAYOR SONG XIBIN OF HARBIN CITY, CHINA, FOR HIS WARM WELCOME AND ACCOMMODATION EXTENDED TO THE MEMBERS OF THE CAGAYAN DE ORO CITY DELEGATION DURING THEIR VISIT THEREAT ON JANUARY 4-7, 2017

Proponent: Councilor Ian Mark Q. Nacaya

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

RESOLUTION NO. 12553-2017

RESOLUTION EXPRESSING THE CITY'S SINCEREST THANKS AND GRATITUDE TO HONORABLE VICE MAYOR QU LEI OF HARBIN CITY, CHINA, FOR HIS WARM WELCOME AND ACCOMMODATION EXTENDED TO THE MEMBERS OF THE CAGAYAN DE ORO CITY DELEGATION DURING THEIR VISIT THEREAT ON JANUARY 4-7, 2017

Proponent: Councilor Ian Mark Q. Nacaya

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

RESOLUTION NO. 12554-2017

RESOLUTION EXPRESSING THE CITY'S SINCEREST THANKS AND GRATITUDE TO CITY GOVERNMENT OF XIAMEN, CHINA, FOR WELCOMING AND ACCOMMODATING THE MEMBERS OF THE CAGAYAN DE ORO CITY DELEGATION DURING THEIR VISIT THEREAT ON JANUARY 8-9, 2017

Proponent: Councilor Ian Mark Q. Nacaya

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

MOTION NO. 22869-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NOS. 12552-2017, 12553-2017 & 12554-2017**

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilor Edna M. Dahino, UNANIMOUSLY CARRIED.

MOTION NO. 22870-2017

MOTION TO ADJOURN THE 23RD REGULAR SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON 13 JANUARY 2017

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

(At this juncture, Councilor Teodulfo E. Lao, Jr. stood up to express his commendation to his colleagues led by Councilor Zaldy O. Ocon, who was acting City Mayor for the period January 3-11, 2017, for ably steering the affairs of the city government. Other members also joined him in expressing their gratitude to their colleagues).

The session adjourned at 5:10PM., January 13, 2017.

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



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



ORDINANCE NO. 13180 - 2017

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF AGRICULTURE –REGIONAL FIELD OFFICE 10, REPRESENTED BY REGIONAL DIRECTOR LEALYN A. RAMOS, AND PARADISE VILLAGE CARP BENEFICIARIES AND FARMERS IRRIGATORS ASSOCIATION COVERING THE GRANT OF ONE (1) UNIT POWER TILLER FLOATING (MUDBOAT TYPE) TO THE ASSOCIATION, UNDER THE TERMS AND CONDITIONS STATED THEREIN

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

SECTION 1. - The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Memorandum of Agreement (MOA) with the Department of Agriculture –Regional Field Office 10, represented by Regional Director Lealyn A. Ramos, and Paradise Village CARP Beneficiaries and Farmers Irrigators Association covering the grant of one (1) unit Power Tiller Floating (mudboat type) to the association, under the terms and conditions stated therein.

SECTION 2. - The detailed aforesated Memorandum of Agreement composed of three (3) pages on file with the Records Section of the Office of the City Council shall form part and parcel of this Ordinance.

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

UNANIMOUSLY APPROVED.

Present:

1st District:

- Councilor Zaldy O. Ocon
- Councilor Edna M. Dahino
- Councilor Reuben R. Daba

- Councilor Lordan G. Suan
- Councilor Romeo V. Calizo

2nd District:

- Councilor Nadya B. Emano-Elipe
- Councilor Dometilo C. Acenas, Jr.
- Councilor Leon D. M. Gan, Jr.

- Councilor Maria Lourdes S. Gaane
- Councilor Ian Mark Q. Nacaya

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

On Official Business:

- Councilor Jay R. Pascual
- Councilor Suzette G. Magtajas-Daba

- Councilor Annie Y. Daba
- Councilor Enrico D. Salcedo

On Leave:

- Councilor George S. Goking

Absent:

- Councilor Teodulfo E. Lao, Jr.

ENACTED this 16th day of January 2017 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:

DIONNIE P. GERSANA
ASSISTANT CITY ADMINISTRATOR



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



ORDINANCE NO. 13181 - 2017

AN ORDINANCE APPROPRIATING THE SUM OF ₱5 MILLION FROM THE 30% QUICK RESPONSE FUND OF THE 5% CITY DISASTER AND RISK REDUCTION MANAGEMENT FUND TO BE MADE AVAILABLE FOR THE RELIEF OPERATIONS FOR THE DISASTER-AFFECTED RESIDENTS OF THE CITY OF CAGAYAN DE ORO, WHICH WAS DECLARED UNDER STATE OF CALAMITY UNDER RESOLUTION NO. 12561-2017

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

SECTION 1. - The sum of ₱5 Million is hereby appropriated from the 30% Quick Response Fund of the 5% City Disaster and Risk Reduction Management Fund to be made available for the relief operations for the disaster-affected residents of the City of Cagayan de Oro, which was declared under State of Calamity under Resolution No. 12561-2017.

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

UNANIMOUSLY APPROVED.

Present:

1st District:

- | | |
|-----------------------------|------------------------------|
| - Councilor Zaldy O. Ocon | - Councilor Jay R. Pascual |
| - Councilor Romeo V. Calizo | - Councilor George S. Goking |
| - Councilor Annie Y. Daba | - Councilor Reuben R. Daba |

2nd District:

- | | |
|------------------------------------|--------------------------------------|
| - Councilor Maria Lourdes S. Gaane | - Councilor Ian Mark Q. Nacaya |
| - Councilor Teodulfo E. Lao, Jr. | - Councilor Suzette G. Magtajas-Daba |
| - Councilor Enrico D. Salcedo | |

Absent:

- | | |
|---|-------------------------------------|
| - Councilor Lordan G. Suan | - Councilor Edna M. Dahino |
| - Councilor Nadya B. Emano-Elipe | - Councilor Dometilo C. Acenas, Jr. |
| - Councilor Leon D. M. Gan, Jr. | |
| - Councilor Yan Lam S. Lim, <i>Liga Ng Mga Barangay (President)</i> | |

ENACTED this 17th day of January 2017 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:

DIONNIE P. GERSANA
ASSISTANT 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 Resolution returning to the herein Barangay Councils their respective barangay ordinances covering Annual Budget for Calendar Year 2017, with the information that said Ordinances are in order and therefore the same may be given force and effect as of the date fixed for their effectivity, to wit:

- Ordinance No. 03 series of 2016 of Barangay 1
- Ordinance No. 03 series of 2016 of Barangay 36
- *Ordinance No. 04 of Barangay 40*

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: *Jan 12, 2017*

2 for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. ROMEO V. CALIZO, *Member*

HON. GEORGE S. GOKING, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING+



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel #: 854-4026 / 357-4032 / 357-2253

Communication Number: 2017-372

Date: 01/07/2017

Receiver: JESSAMINE

From: CBO

Subject: ANNUAL BUDGET FOR CY 2017 OF BARANGAY NO. 1, CDO

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

FOR THE CITY VICE MAYOR &
PRESIDING OFFICER

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 1-13-17

OK - recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. RODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

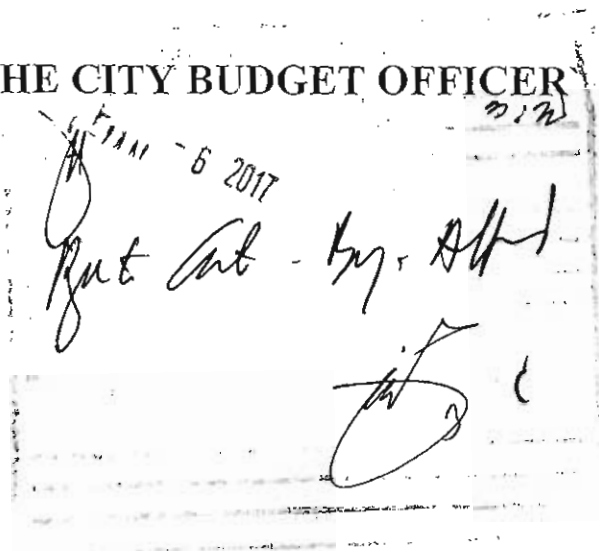
HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING

Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY BUDGET OFFICER



The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Annual Budget CY 2017 of Barangay 01 with an Estimated Income of 2,800,000.00 as against Expenditures of same amount.

Attached is the duly accomplished Technical Review Analysis Sheet, for your consideration.

Thank you.

Very truly yours,

ATTY. PERCY G. SALAZAR
City Budget Officer

(Signature)
CYRIL L. SY PLECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET

LGU: Barangay 01

CY 2017 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 2,800,000.00 2,800,000.00 P -	Total appropriations did not exceed total income.	For Approval.
2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2015) b. 55% thereof (Legal limitation for PS) c. Amount appropriated for PS d. Waived PS(Cash Gift/V&S Leave Benefit) e. Net P.S. subject to limitation h. Still Allowable or (Deficiency)	P 1,379,945.00 P 2,340,757.13 1,287,416.00 1,379,945.00 259,345.00 1,120,600.00 166,816.00	Total Personal Services did not exceed the 55% limitation. Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	For Approval.
3. 20% Development Fund a. Amount of IRA b. 20% thereof c. Amount Appropriated	231,900.00 1,159,502.00 231,900.00 231,900.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1Series of 2012 dated April 13, 2011.	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) b. 10% thereof c. Amount Appropriated B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources b. 5% thereof c. Amount Appropriated	278,700.00 2,787,000.00 278,700.00 278,700.00 139,350.00 2,787,000.00 139,350.00 139,350.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160. Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121. Provision for basic services are also provided pursuant to Sec. 17(b) of RA 7160 (LGC) and Sec. 2.3.1 of LBM No.66 dated July 02-2012.	For Approval. For Approval.
5. Basic Services: Health & Nutrition Services, Administration and Legislative Services, etc.	-		For Approval.
6. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	770,105.00 - - -	That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

General Findings/Observations:

TECHNICAL REVIEW ANALYSIS SHEET

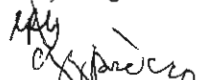
LGU: **Barangay 01**

CY 2017 Annual Budget General Fund

The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 74 dated June 15, 2016. Recommending favorable action thereon.

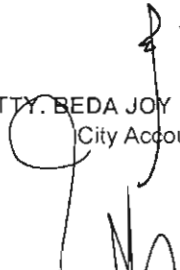
ATTY. PERCY G. SALAZAR

City Budget Officer

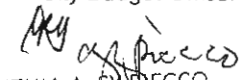

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

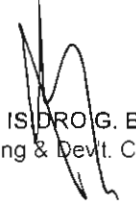
LOCAL FINANCE COMMITTEE:

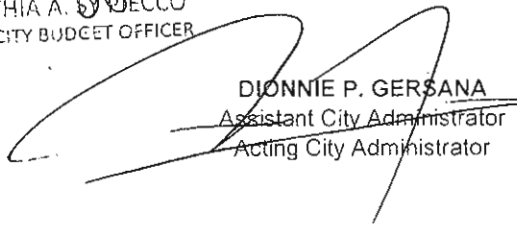

GLENN C. BAÑEZ, MBA, PH.D.
Acting City Treasurer
City Finance Department


ATTY. BEDA JOY B. ELOT, CPA
City Accountant

ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER


ENGR. ISIDRO G. BORJA
City Planning & Devt. Coordinator


DIONNIE P. GERSANA
Assistant City Administrator
Acting City Administrator

City of Cagayan de Oro
BARANGAY 01

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF SESSION BARANGAY 01 HELD AT BARANGAY MULTIPURPOSE HALL ON
November 7, 2016.

PRESENT:

ANTHONY D. ABEJUELA
JOANNA MARIE C. ABEJUELA
ESTHER F. ABEJUELA
SIDNEY A. FLORES
ERIC B. SABANAL
DEOGRACIAS R. MINISTERIO SR.
JOHN BERNARD A. LIMA
DANTE R. BANQUERIGO

Punong Barangay
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad

ABSENT:

NONE

RESOLUTION NO. 016
SERIES OF 2016

Presented for consideration is the Annual Budget of the Barangay 01 for the period January 1, 2017 to December 31, 2017 in the sum of **P2,800,000.00**.

NOW THEREFORE, on motion of Kagawad **ESTHER F. ABEJUELA** duly seconded by Kagawad **SIDNEY A. FLORES**.

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

APPROPRIATION ORDINANCE NO. 03
SERIES OF 2016

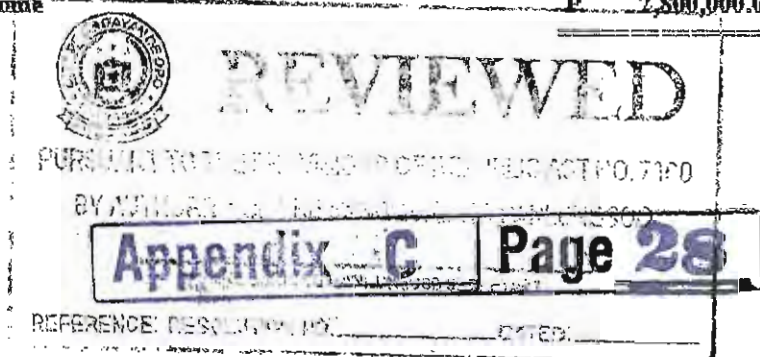
APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 1, 2017 TO DECEMBER 31, 2017.

Be enacted by the SANGGUNIANG BARANGAY of Barangay 01 that the Barangay Annual Budget covering the period from January 1, 2017 to December 31, 2017 with total estimated income of **P2,800,000.00** appropriation in the amount of **P2,800,000.00** is hereby approved, summarized as follows:

1. **Income**

Real Property Tax Due Component	P	320,000.00
Real Property Tax Equal Sharing		600,000.00
50% Community Tax		33,715.00
Government Service Fees & Other Charges		85,027.00
Miscellaneous - Internal Revenue Allotment (IRA)		1,159,502.00
Grants - City Financial Aid		
- City Aid for BDF		3,000.00
- City Aid for Brgy. Police		10,000.00
Government Business Operation (Stall Rental)		388,756.00
Bank Balance Available		200,000.00

Total Income P 2,800,000.00





Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel. #: 854-4026 / 857-1032 / 857-2258

Communication Number: 2016-325

Date: 12/14/2016

Receiver: JESSAMINE

From: CEO

Subject: ANNUAL BUDGET FOR CY 2017 OF BARANGAY 36 CDO

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

FOR THE CITY VICE MAYOR &
PRESIDING OFFICER

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 1-13-2017

CR - Recommendation approved

HON. IAN LAM LIM Chairperson	HON. TEODULFO E. LAO, JR. Vice Chairperson
HON. ENRICO D. SALCEDO Member	HON. JAY R. PASCUAL Member
HON. MARIA LOURDES S. GAANE Member	HON. NADYA EMANO-ELITE Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

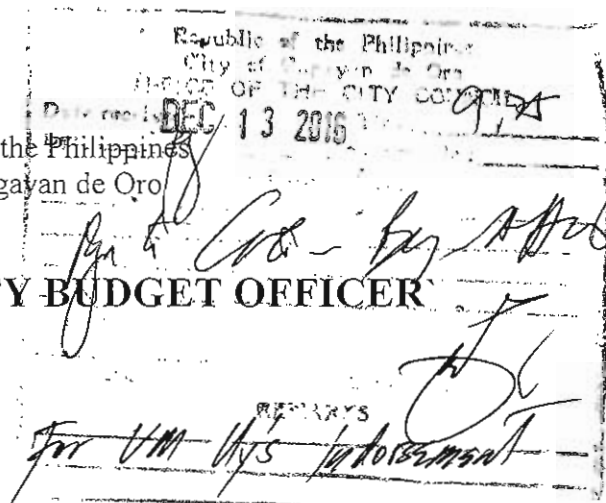
HON. LEON D.M. GAN, JR.
Minority Floor Leader

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING

Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY BUDGET OFFICER



The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Annual Budget CY 2017 of Barangay 36 with an Estimated Income of 2,064,826.00 as against Expenditures of same amount.

Attached is the duly accomplished Technical Review Analysis Sheet, for your consideration.

Thank you.

Very truly yours,

ATTY. PERCY G. SALAZAR

City Budget Officer

Cynthia A. Sy Piecco
CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET

LGU: **Barangay 36**

CY 2017 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 2,064,826.00 2,064,826.00 P -	Total appropriations did not exceed total income.	For Approval.
2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2015) P 1,869,932.38 b. 55% thereof (Legal limitation for PS) 1,028,463.00 c. Amount appropriated for PS 828,429.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 110,225.00 e. Net P.S. subject to limitation 718,204.00 h. Still Allowable or (Deficiency) 310,259.00	P 828,429.00	Total Personal Services did not exceed the 55% limitation. Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	For Approval.
3. 20% Development Fund a. Amount of IRA 1,342,892.00 b. 20% thereof 268,578.00 c. Amount Appropriated 268,578.00	268,578.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1Series of 2012 dated April 13, 2011.	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 2,051,826.00 b. 10% thereof 205,183.00 c. Amount Appropriated 205,183.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 2,051,826.00 b. 5% thereof 102,591.00 c. Amount Appropriated 102,591.00	205,183.00 102,591.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160. Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121.	For Approval. For Approval.
5. Basic Services: Health & Nutrition Services, Administration and Legislative Services, etc.		Provision for basic services are also provided pursuant to Sec. 17(b) of RA 7160 (LGC) and Sec. 2.3.1 of LBM No.66 dated July 02-2012.	For Approval.
6. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	660,045.00 - - -	That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

General Findings/Observations:

TECHNICAL REVIEW ANALYSIS SHEET

LGU: **Barangay 36**

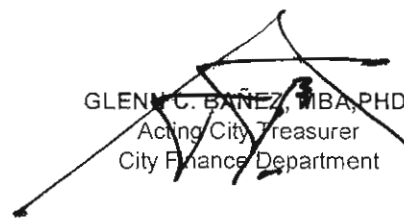
CY 2017 Annual Budget General Fund

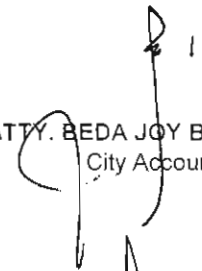
The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 74 dated June 15, 2016. Recommending favorable action thereon.

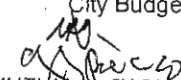
ATTY. PERCY G. SALAZAR
City Budget Officer

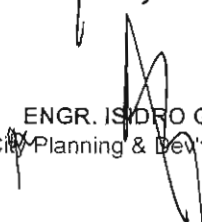

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

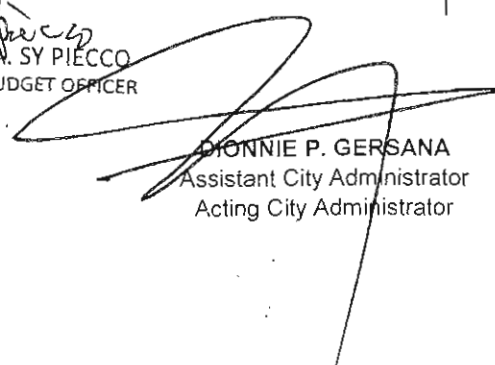
LOCAL FINANCE COMMITTEE:


GLENN C. BANEZ, MBA, PHD.
Acting City Treasurer
City Finance Department


ATTY. BEDA JOY B. ELOT, CPA
City Accountant

ATTY. PERCY G. SALAZAR
City Budget Officer

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER


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


DIONNIE P. GERSANA
Assistant City Administrator
Acting City Administrator

Republic of the Philippines
City of Cagayan de Oro
BARANGAY NO. 36

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF SESSION BARANGAY NO. 36 HELD AT BARANGAY SESSION HALL ON
OCTOBER 16, 2016.

PRESENT:

Punong Barangay	EDDIE I. LAGUNA
Barangay Kagawad	GERARDO C. OCAY
Barangay Kagawad	NICANOR A AGAD JR.
Barangay Kagawad	RICARDO A. NOPIA
Barangay Kagawad	FELIX N. PABATAO
Barangay Kagawad	ESTHER J. MAAGAD
Barangay Kagawad	MAXIMO M. ALGABRE

ABSENT: JESSIE L. BORRES

RESOLUTION NO. 23
SERIES OF 2016

Presented for consideration is the Annual Budget of the Barangay No. 36 for the period
January 1, 2017 to December 31, 2017 in the sum of P 2,064,826.00

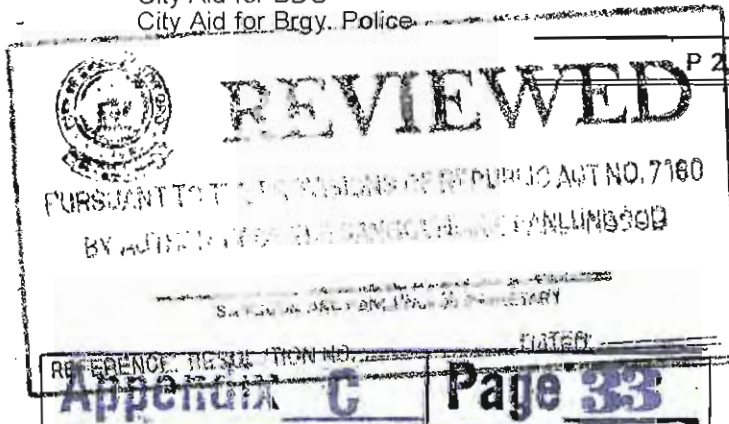
NOW THEREFORE, on motion of Kagawad Gerardo C. Ocay duly seconded by Kagawad
Ricardo A. Nopia.

APPROPRIATION ORDINANCE NO. 03

APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 1, 2017 TO DECEMBER 31, 2017.

Be it enacted by the Sanggunian Barangay of No. 36 that the Barangay Annual Budget
covering the period from January 1, 2017 to December 31, 2017 with a total estimated
income of P 2,064,826.00.

1 Income		
Real Property Tax Due Component		P 60,000.00
Real Property Tax Equal Sharing		600,000.00
Clearance & Certification Fees		46,649.00
Community Tax		2,285.00
Miscellaneous	- Internal Rvenue Allotment(IRA)	1,342,892.00
Grants	- City Aid for BDC	3,000.00
	- City Aid for Brgy. Police	10,000.00
Total Income		P 2,064,826.00





Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel. #: 854-4026 / 857-4032 / 857-2256

Communication Number: 2017-368

Date: 01/07/2017

Receiver: JESSAMINE

From: CBO

Subject: ANNUAL BUDGET FOR CY 2017 OF BARANGAY NO. 40, THIS CITY.

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

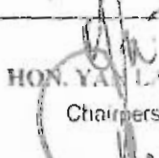
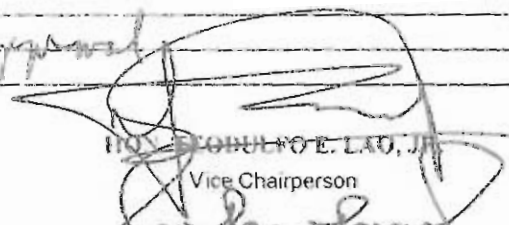
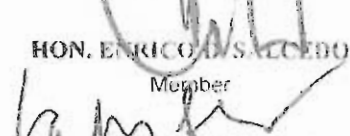
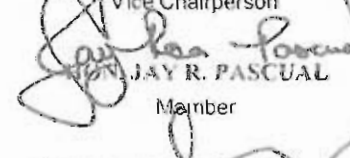
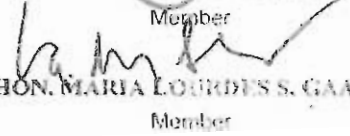
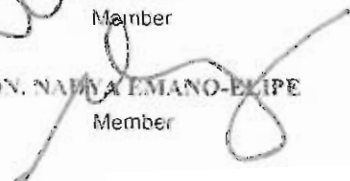
FOR THE CITY VICE MAYOR &
PRESIDING OFFICER

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 1-19-2017

UH - recommend only approval

 HON. YAN LAM LIM Chairperson	 HON. EOBU LFO E. LAO, JR. Vice Chairperson
 HON. ENRICO D. SALCEDO Member	 HON. JAY R. PASCUAL Member
 HON. MARIA LOURDES S. GAANE Member	 HON. NARDA EMAMO-EKIPE Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING

Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY BUDGET OFFICER

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Annual Budget CY 2017 of Barangay 40 with an Estimated Income of 2,386,800.00 as against Expenditures of same amount.

Attached is the duly accomplished Technical Review Analysis Sheet, for your consideration.

Thank you.

Very truly yours,

ATTY. PERCY G. SALAZAR
City Budget Officer

Cynthia Sy Piecco
CYNTHIA SY PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET

LGU: Barangay 40

CY 2017 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 2,386,800.00 2,386,800.00 P -	Total appropriations did not exceed total income.	For Approval.
2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2015) b. 55% thereof (Legal limitation for PS) c. Amount appropriated for PS d. Waived PS(Cash Gift/V&S Leave Benefil) e. Net P.S. subject to limitation h. Still Allowable or (Deficiency)	P 1,273,318.00 P 2,115,558.45 1,163,557.00 1,379,945.00 259,345.00 1,120,600.00 42,957.00	Total Personal Services did not exceed the 55% limitation. Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	For Approval.
3. 20% Development Fund a. Amount of IRA b. 20% thereof c. Amount Appropriated	281,027.00 1,405,133.00 281,027.00 281,027.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1Series of 2012 dated April 13, 2011.	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) b. 10% thereof c. Amount Appropriated B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources b. 5% thereof c. Amount Appropriated	237,380.00 2,373,800.00 237,380.00 237,380.00 118,690.00 2,373,800.00 118,690.00 118,690.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160. Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121. Provision for basic services are also provided pursuant to Sec. 17(b) of RA 7160 (LGC) and Sec. 2.3.1 of LBM No.66 dated July 02-2012.	For Approval. For Approval. For Approval.
5. Basic Services: Health & Nutrition Services, Administration and Legislative Services, etc.			
6. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	476,385.00 - - -	That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

General Findings/Observations:

TECHNICAL REVIEW ANALYSIS SHEET

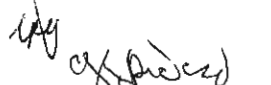
LGU: Barangay 40

CY 2017 Annual Budget General Fund

The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 74 dated June 15, 2016. Recommending favorable action thereon.

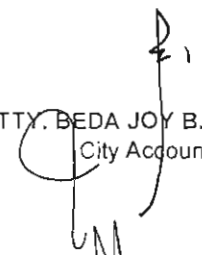
ATTY. PERCY G. SALAZAR

City Budget Officer

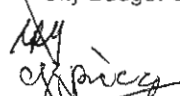

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

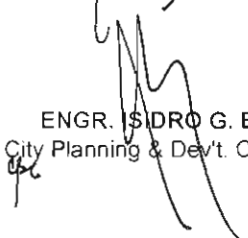
LOCAL FINANCE COMMITTEE:

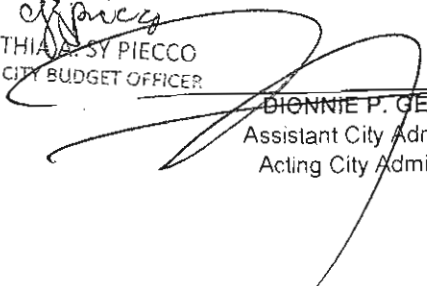

GLENN C. BANEZ, MBA, PHD.
Acting City Treasurer
City Finance Department


ATTY. BEDA JOY B. ELOT, CPA
City Accountant

ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER


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


DIONNIE P. GERSANA
Assistant City Administrator
Acting City Administrator

Republic of the Philippines
City of Cagayan de Oro
BARANGAY NO. 40

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF SESSION BARANGAY NO. 40 HELD AT BARANGAY SESSION HALL ON
DECEMBER 1, 2016.

PRESENT:

Punong Barangay	YAN LAM S. LIM
Barangay Kagawad	LEONARD JAN U. LIM
Barangay Kagawad	WENDEL RELEVO
Barangay Kagawad	JAY FABIAN TALADUA
Barangay Kagawad	TESSIE TONIDO
Barangay Kagawad	BURGOS MACASERO
Barangay Kagawad	ROMEO NAVARRO
Barangay Kagawad	KIRK RODRIGUEZ

ABSENT: None

**RESOLUTION NO. 025
SERIES OF 2016**

Presented for consideration is the Annual Budget of the Barangay No. 40 for the period
January 1, 2017 to December 31, 2017 in the sum of P 2,386,800.00

NOW THEREFORE, on motion of Kagawad Leonard Jan U. Lim duly seconded by all
Kagawad present.

APPROPRIATION ORDINANCE NO. 04

APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 1, 2017 TO DECEMBER 31, 2017.

Be it enacted by the Sanggunian Barangay of No. 40 that the Barangay Annual Budget
covering the period from January 1, 2017 to December 31, 2017 with a total estimated
income of P 2,386,800.00.

1	Income	
	Real Property Tax Due Component	P 260,000.00
	Real Property Tax Equal Sharing	600,000.00
	Clearance & Certification Fees	96,350.00
	Community Tax	12,317.00
	Miscellaneous	-
	Grants	-
		-
	Internal Revenue Allotment (IRA)	1,405,133.00
	City Aid for BDC	3,000.00
	City Aid for Brgy. Police	10,000.00
	Total Income	P 2,386,800.00

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; 857-1258

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER: Proposed Resolution returning to the Barangay Council of Barangay 40, this City, its Ordinance No. 03 covering its Supplemental Budget No. 1 for Calendar Year 2016, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.

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

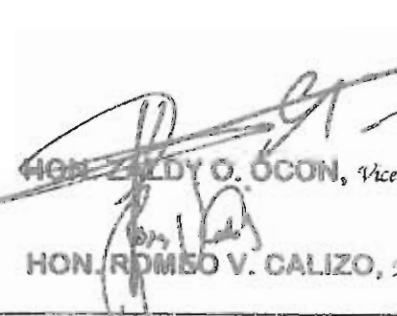
FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

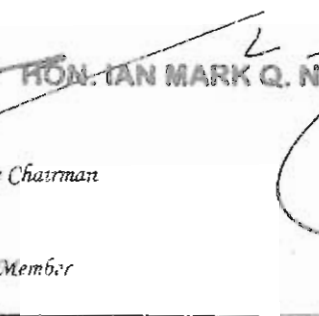
COMMITTEE REPORT AND RECOMMENDATION

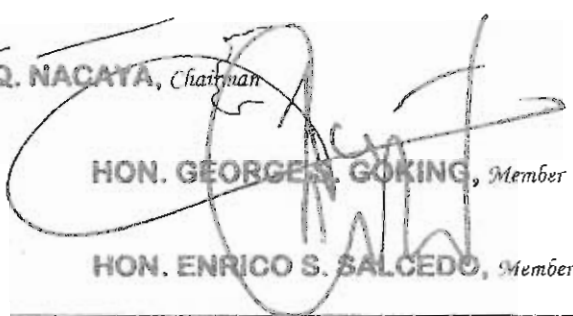
Date of Meeting: Jan 12, 2017

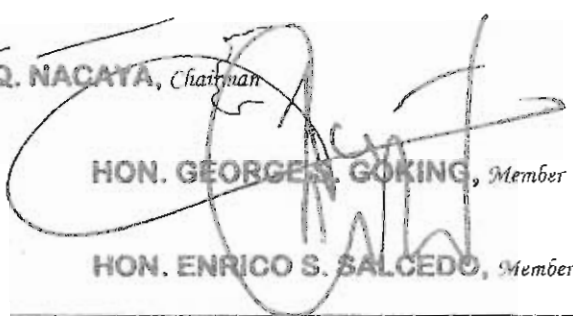
> for inclusion


HON. ZALDY O. OCON, Vice Chairman


HON. ROMEO V. CALIZO, Member


HON. IAN MARK Q. NACAYA, Chairman


HON. GEORGES G. GORING, Member


HON. ENRICO S. SALCEDO, Member

DISSENTING+



Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
Sangguniang Panlungsod
Tel. No. 064-1026 / 857-1032 / 857-2258

Communication Number: 2017-369

Date: 01/07/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 2 FOR CY 2016 OF BARANGAY NO. 40, THIS CITY

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

FOR THE CITY VICE MAYOR &
PRESIDING OFFICER

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 1-13-17

RECOMMENDING APPROVAL

HON. YAN E. LIM Chairperson	HON. RODOLFO E. LAG, JR. Vice Chairperson
HON. ENRICO D. S. ACEDO Member	HON. VAY R. PASCUAL Member
HON. MARIA LOURDES S. GAANE Member	HON. NADYA EMANO-ELITE Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING

Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY BUDGET OFFICER

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 2 CY 2016 of Barangay 40 with an Estimated Income of P 400,000.00 as against Expenditures of same amount.

Attached is the duly accomplished Technical Review Analysis Sheet, for your consideration.

Thank you.

Very truly yours,

ATTY. PERCY G. SALAZAR
City Budget Officer

Cynthia A. Sy Piecco
CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
 LGU: Barangay No. 40
 CY 2016 Supplemental Budget No. 2 General Fund

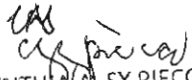
Approp. Items By Object of Expenditures			A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation			P 400,000.00	Total appropriations did not exceed total income.	For Approval.
Less: Total Appropriations			400,000.00		
Unappropriated Balance			P -		
2. Appropriations for Personal Services			P -	Total Personal Services did not exceed the 55% limitation.	For Approval.
a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2013)			P 1,953,566.82	Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	
b. 55% thereof (Legal limitation for PS)			1,074,462.00		
c. Amount appropriated for PS			1,188,866.00		
d. Waived PS(Cash Gift/V&S Leave Benefit)			121,372.00		
e. Net P.S. subject to limitation			1,067,494.00		
h. Still Allowable or (Deficiency)			6,968.00		
3. 20% Development Fund			-	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1 Series of 2012 dated April 13, 2011.	For Approval.
a. Amount of IRA			1,295,065.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160.	For Approval.
b. 20% thereof			259,013.00		
c. Amount Appropriated			259,013.00		
4. Reserved For:					
A. Sangguniang Kabataan (Sec. 329 LGC)			40,000.00	Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121.	For Approval.
a. Total Income (Gen. Fund)			2,112,769.00		
b. 10% thereof			211,277.00		
c. Amount Appropriated			211,277.00	Provision for basic services are also provided pursuant to Sec. 17(b) of RA 7160 (LGC) and Sec. 2.3.1 of LBM No.66 dated July 02-2012.	For Approval.
B. LDRRMF-Calamity Fund (Sec. 324 (d))			20,000.00		
a. Total est. revenue fr. regular sources			2,112,769.00		
b. 5% thereof			105,638.00	That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
c. Amount Appropriated			105,638.00		
5. Basic Services:					
Health & Nutrition Services, Administration and Legislative Services, etc.				Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	
6. Other Appropriations:					
Maint. & Other Oprtg. Expenditures			690,539.00		
Capital Outlay: Equipment			160,000.00		
Infrastructure Projects			180,000.00		
Others			-		
Non-Office/Special Project			-		

General Findings/Observations:

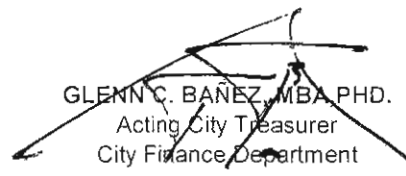
TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay No. 40
CY 2016 Supplemental Budget No. 2 General Fund

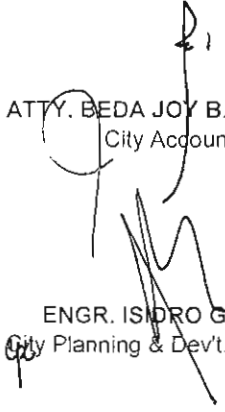
The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 70 dated June 15, 2015. Recommending favorable action thereon.

ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

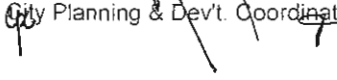
LOCAL FINANCE COMMITTEE.

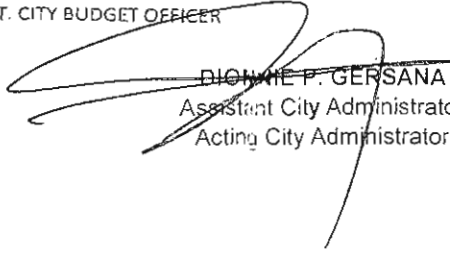

GLENN C. BANEZ, MBA, PHD.
Acting City Treasurer
City Finance Department


ATTY. BEDA JOY B. ELOT, CPA
City Accountant

ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER


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


DIONNE P. GERSANA
Assistant City Administrator
Acting City Administrator

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF THE SESSION OF BARANGAY 40, THIS CITY HELD AT BARANGAY HALL
ON DECEMBER 1, 2016.

Present:

Barangay Chairman	Yan Lam. S. Lim	Barangay Kagawad	Burgos Macasero
Barangay Kagawad	Leonard Jan U. Lim	Barangay Kagawad	Romeo Navarro
Barangay Kagawad	Wendel Relevo	Barangay Kagawad	Kirk Rodriguez
Barangay Kagawad	Jay Fabian Taladua	SK Chairman	
Barangay Kagawad	Tessie Tonido		

Absent:

None

**RESOLUTION NO. 024 - 2016
SERIES OF 2016**

Presented for consideration is the Supplemental Budget No. 02 of the Barangay 40 for the period
December 1, 2016 to December 31, 2016 in the sum of P 400,000.00.

NOW THEREFORE, on motion of Kagawad Romeo V. Navarro, duly seconded by Barangay
Kagawad Leonard Jan U. Lim;

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

**APPROPRIATION ORDINANCE NO. 03
SERIES OF 2016**

APPROPRIATING FUNDS FOR THE PERIOD FROM DECEMBER 1, 2016 TO DECEMBER 31, 2016.

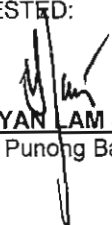
Be it enacted by the Sangguniang Barangay of Barangay 40 that the Supplemental Budget
No. 02 covering the period from December 1, 2016 to December 31, 2016 with a total estimated income
of P 400,000.00; as against total appropriation in the amount of P 400,000.00; is hereby approved.

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

APPROVED December 1, 2016.

I hereby certify that the foregoing Resolution No. 024 - 2016 embodying Appropriation Ordinance
No. 03 both series of 2016, which approved the Barangay Supplemental Budget No. 01 for the period
December 1, 2016 to December 31, 2016 of Barangay 40, City of Cagayan de Oro, was duly enacted by
the Sangguniang Barangay in its regular session held at Barangay Hall on December 1, 2016.

ATTESTED:


YAN LAM S. LIM
Punong Barangay


ELIZABETH H. MACALABAN
Barangay Secretary

December 1, 2016
Date

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

1) Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution endorsing with Social Acceptability the establishment and operation of a radio station tower located at Barangay Carmen, this City, by Informedia Resources Management, Inc., represented by Ronnie C. Clarion, subject to the rules and regulations provided for under the City Codified Ordinance and City Ordinance No. 9119-2004, and of other government agencies covering such operation and submission by the Barangay Secretary of Barangay Carmen of a certification attesting that the signatories of the neighbor's consent are actual residents of the barangay whose properties are adjoining the proposed tower.

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

3)

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

4)

Date of Meeting:

Jan 18, 2016

3 for inclusion

5)

HON. IAN MARK Q. NAGAYA, Chairman

HON. ZALDY O. OGON, Vice Chairman

HON. GEORGE S. GOKING, Member

HON. ROMEO V. CALZO, Member

HON. ENRICO S. SALCEDO, Member

DISSENTING



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

Communication Number: 2016-184

Date: 10/29/2016

Receiver: JESSAMINE

From: CLENRO

Subject: APPLICATION FOR ISSUANCE OF SOCIAL ACCEPTABILITY CERTIFICATION OF INFORMEDIA RESOURCES MANAGEMENT INCORPORATED, REPRESENTED BY RONNIE C. CLARION FOR THE PROPOSED ESTABLISHMENT AND OPERATION OF A RADIO STATION TOWER AT BARANGAY CARMEN THIS CITY.

Respectfully referred to **COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES** 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: *January 12, 2017 (perusal)*

Endorse to Committee on Laws and Rules

HON. ZALDY O. OCHOA
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. REUBEN R. DABA
Member

HON. EDNA M. DAHINO
Vice Chairperson

HON. GEORGES S. GOKING
Member

HON. ROMEO V. CALIZO
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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



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

DATE: OCTOBER 28, 2016

FROM: CLENRO

SUBJECT MATTER: APPLICATION FOR ISSUANCE OF SOCIAL ACCEPTABILITY CERTIFICATION OF **INFORMEDIA RESOURCES MANAGEMENT INCORPORATED**, REPRESENTED BY RONNIE C. CLARION FOR THE PROPOSED ESTABLISHMENT AND OPERATION OF A RADIO STATION TOWER AT BARANGAY CARMEN THIS CITY.

ACTION: REFER TO COMMITTEE ON **ENVIRONMENT AND NATURAL RESOURCES.**

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

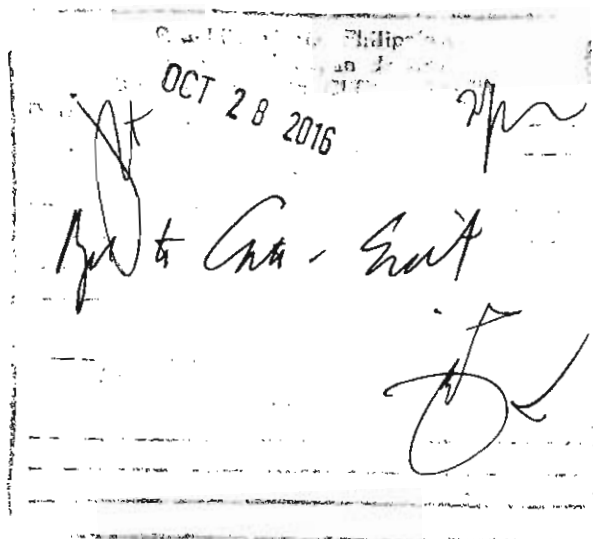


1st Endorsement

October 28, 2016

Respectfully transmitted to the **Honorable ZALDY O. OCON**, City Councilor, Chairman, City Council Committee on Environment and Natural Resources the herein set of documents relative to the application for issuance of a SOCIAL ACCEPTABILITY CERTIFICATION of INFORMEDIA RESOURCES MANAGEMENT INCORPORATED Represented by: RONNIE C. CLARION, for the proposed establishment and operation of a RADIO STATION TOWER at Barangay Carmen, this City.

For the Committee's further deliberation.




EDWIN I. DAEL, MPA
OIC-CLENRO

Republic of the Philippines
City Local Environment and Natural Resources Office
 Cagayan de Oro City

INSPECTION AND VERIFICATION REPORT

Proponent : INFORMEDIA RESOURCES MNGT. INC.(INFORM)
 Represented by: RONNIE C. CLARION
 Project : RADIO STATION TOWER / ANTENNAE
 Location : Gumamela Extn., Carmen, Cagayan de Oro City
 Date Inspected : October 26, 2016

Field Verification and Supporting Documents		Remarks
✓	Letter of Intent	Dated Sept. 4, 2016
✓	Vicinity Map	Attached
✓	Site Development Plan	Attached
✓	Proof of Ownership with lease contract	TCT-T-137-2016002064
✓	Real Property Tax from City Treasurer's Office	Attached
✓	CPCN from National Telecommunication Commission (NTC)	Attached
✓	Special Permit from City Planning and Development Office	Attached
✓	Radiation Protection and Evaluation Report from Department of Health	Attached
✓	Height Clearance from Air Transportation Office (ATO)	Attached
✓	Neighbors ' Consent	Attached
✓	Barangay Council Resolution w/ Minutes of Public Hearing conducted and Attendance	Brgy. Carmen Resolution No. 021-S-2016
	Barangay Construction Clearance	Attached
✓	Bill of Materials	Attached
✓	ECC/CNC from DENR-X	R10-2016-07-08412
	Certification for Structural Stability of the Building (if on top of the building) from structural Engineer or from OBO (Not Applicable) Radio Tower is Ground Mounted	(Not Applicable) Radio Tower is Ground Mounted

Republic of the Philippines
City Local Environment and Natural Resources Office
Cagayan de Oro City

Findings:

Construction Status

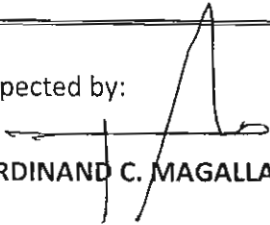
Not yet installed or
operational

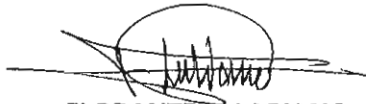
Recommendation:

Considering that the herein proponent has complied with the requirements set forth pursuant to City Ordinance #9119-2004, the proponent submitted the documents as required and the proposed project has not yet constructed.

The application of **INFORMEDIA RESOURCES MANAGEMENT CORP.** for issuance of a Social Acceptability Certification for the proposed installation and operation of a **RADIO STATION TOWER/ANTENNA** at Gumamela St., Barangay Carmen, this City, is for favorable consideration, subject to strict compliance on existing Laws, Rules and Local Ordinances applicable thereto.

Inspected by:


FERDINAND C. MAGALLANES


FLORANTE C. LABIANO

Noted by:


BENJAMIN D. SALVADOR

Supervising Environmental Management Specialist
Chief, Environmental Management Division
CLENRO



ENVIRONMENTAL CLEARANCE

Date issued : October 27, 2016
Validity : December 31, 2016
Proponent : **INFORMEDIA RESOURCES MANAGEMENT, INC.**
Represented by : **MR. RONNIE C. CLARION**
Project : **Radio Station Antennae / Tower**
Location : Zone 6, Gumamela Ext., Carmen, 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 Codified Ordinance and the submission of requirements, as needed, shall be observed and complied with by the Contractor and Management of INFORMEDIA RESOURCES MANAGEMENT INC.
2. That the Contractor and Management of INFORMEDIA RESOURCES MANAGEMENT INC. must comply and adhere to the provisions of City Ordinance # 9119-2004 likewise compliance to the Rules and Regulations, Policies set forth by the National Telecommunication Commission.
3. The proponent shall maintain proper environmental sanitation measures within the project area and its surrounding vicinity pursuant to City Ordinance No. 8975-2003.
4. That the Project Proponent and/or Management of the INFORMEDIA RESOURCES MANAGEMENT INC in all manner be held liable and accountable for compensation to loss of lives and/or damages properties and lives in any eventualities cause both by the Natural Calamities and/or Man - Made Activities thereat.
5. Strict prohibition of pollutants derived from the project area. That no activity other than the applied purpose shall be undertaken.
6. That CLENRO personnel has the right to Entry in the conduct of Monitoring and Inspection at any given time.
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. 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. 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 as form part of the requirement in processing the issuance/renewal of the Business Permit for the above stated entity.

This CLEARANCE be posted within the premises of the establishment and to be presented upon inspection/verification.

Recommending Approval:

BENJAMIN D. SALVADOR

Supervising Environmental Management Specialist
Chief, Environmental Management Division
CLENRO

Approved:

EDWIN I. DAEL, MPA
OIC-CLENRO

Confirmed:

MR. RONNIE C. CLARION

Proponent

September 04, 2016

2016

Hon. Oscar S. Moreno
City Mayor
Cagayan de Oro City

Thru: **Edwin I. Dael, MPA**
OIC-CLENRO

CLENRO
RECEIVED

DATE: 10.26.16
TIME: 1:46 P.M.
CONTROL NO: 1,183-2016
BY: ME

Dear Hon. Moreno,

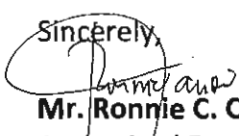
The (INFORM) Infomedia Resources Management Inc. is a duly recognized entity engaged in broadcasting industry.

The company being in the broadcasting industry is dedicated to providing relevant news and public affairs programs for the interest of the Filipino people. True to its commitment, the company continues to expand in different areas to serve a wider audience.

In line with this, we would like to secure **Social Acceptability Certification** from your good office to allow us to establish a radio tower in Brgy. Carmen, Cagayan de Oro City.

Thank you and more power!

Sincerely,


Mr. Ronnie C. Clarion
Authorized Representative
(INFORM) Infomedia Resources Management Inc.

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

SOCIAL ACCEPTABILITY CERTIFICATION

(Cell Site Towers/Base / Relay Stations)

City Ordinance # 9119-2004

Proponent :
Project Type :
Location :
Lot Owner :

Requirements:

- o Letter of Intent
Addressed to: Honorable OSCAR S. MORENO
City Mayor

Thru: EDWIN I. DAEL, MPA
OIC-CLENRO

- o Vicinity Map (w/ scale of 1:1000)
- o Site Development Plan (w/ minimum scale of 1:500) indicating the following features:
 - A. Layout of the proposed project presenting all structures
 - B. Area and Boundaries (property line) of the lot area with specified declared lot owners.
- o Proof of lot ownership-Transfer Certification of Title-Certified True Copy, In lack thereof, a Contract to Sell/Lease or a duly notarized written consent from the lot owner to use Tax Declaration.
- o Real Property Tax Clearance (latest)
- o Certified true copy of National Telecommunication Commission Provincial Authority, Certificate of Public Convenience and Necessity (CPCN) or Certificate of Registration as telecommunication service provider.
- o Zoning Clearance/Special Permit on Zoning from the City Planning and Development Office (CPDO)
- o Radiation Protection Evaluation Report of the Department of Health (DOH)
- o Height Clearance from Air Transportation Office (ATO)
- o Barangay Council Resolution with minutes of the conducted Public Hearing/Consultation & Neighbor's consent
- o Barangay construction clearance
- o (If on top of the building) Certification from structural stability of the building duly issued by a registered/license structural engineer or from OBO.
- o Bill of materials and cost estimates
- o Environmental Compliance Certificate (ECC) or Certificate of Non Coverage (CNC) from (DENR)-EMB.

(Other required documents as stipulated in the City Ordinance # 9119-2004)

Remarks:

X Complete

Incomplete

Action Taken:



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



SPECIAL PERMIT ON ZONING

Date Issued : October 21, 2016
Expiry Date : December 31, 2016
Lot Owner : (INFORM) INFOMEDIA RESOURCES MANAGEMENT
Lot Number : 1-A-4-B, Psd-104305-020265
Applicant/Owner : (INFORM) INFOMEDIA RESOURCES MANAGEMENT
Rep. By: Ronnie C. Clarion, Authorized Representative
Address : Door 3A, 3rd Floor, Anda Corporate Center, Anda Street, Davao City
Type of Project : Guyed Tower (60.96-m high)
Location of Project : Gumamela Extn., Zone 6, Carmen, Cagayan de Oro City
Project Classification : Commercial
Zoning Classification : Medium Density Residential Zone (R2)

CONDITIONS :

1. All conditions stipulated herein form part of this decision and are subject to monitoring;
2. This Special Permit on zoning shall not guarantee the applicable requirements of other government agencies and applicable provisions of existing laws shall be complied with;
3. No activity other than applied for shall be conducted within the project site;
4. Provisions as to setbacks, yard requirement, bulk easement, area, height and other restrictions shall strictly conform with the requirements of the National Building Code and other related laws;
5. In case of electrical interference, no equipment, process, which creates visual or audible interference to any radio or TV receivers off the premises or causes fluctuation;
6. That Barangay Resolution on the public hearing conducted by the concerned Barangay Council for Social Acceptability of the community shall be secured;
7. That Social Acceptability from the Mayor shall be secured upon application of building permit;
8. That Certificate of Non-Coverage (CNC) with CNC-OL-R10-2016-07-08412 issued on July 19, 2016 from the DENR shall be complied;
9. That the height shall conform to Height Clearance Permit issued by Air Transportation Office;
10. Expansion, alteration or reconstruction of the 60.96 meters Guyed Tower project is **strictly not allowed**. Failure or violation of this condition shall automatically revoke and cancels this Zoning Permit.
11. Any misrepresentations, false statement or allegations material to the issuance of this permit and non compliance therewith shall be sufficient cause for its revocation.

ENGR. SIDRO G. BORJA

City Planning and Development Coordinator

New

O.R. No. : 728/154
Date Issued : 10/21/16
Amount : 5,000 -
At Cagayan de Oro City



Republic of the Philippines
Cagayan de Oro City

Barangay Carmen

Josue A. Yamut - Matilde Neri Sts., Zone 3 Carmen, Cagayan de Oro City • Tel. Nos. 858-4457, 850-0540

OFFICE OF THE BARANGAY CHAIRWOMAN

Excerpts from the minutes of the Special Session of Barangay Council held on August 22, 2016 @ 10:00 a.m. at Carmen Session Hall, Carmen, Cagayan de Oro City.

Present:

ROSEMARY LORNA V. UY
DEXTER A. LOKING
SUNNY RAE D. CAHAYAG
KRISTIAN DALE L. DABATIAN
ERLINDA R. PADERE
ROBERTO Y. GO, JR.
CYRIL W. RANILE
JERRY E. SABANAL

Brgy. Chairwoman, Presiding
Brgy. Kagawad
Brgy. Kagawad
Brgy. Kagawad
Brgy. Kagawad
Brgy. Kagawad
Brgy. Kagawad
Brgy. Kagawad

Absent:

NONE

RESOLUTION NO. : 021-S-2016

"A Resolution of Social Acceptability to the proposed establishment of a radio tower owned by Infomedia Resources Management, Inc. (INFORM) at Gumamela Extn., Zone 6, Carmen, Cagayan de Oro City.

Whereas, the Office of the Brgy. Chairwoman received a communication dated February 23, 2016 from *Mr. Ronnie C. Clarion*, Authorized representative of Infomedia Resources Management Inc. requesting a resolution interposing no objection to their proposed project which is an establishment of a radio tower located at Gumamela Extn., Zone 6, this barangay;

Whereas, on August 18, 2016, a public hearing was conducted at the site that was participated by the representatives from the different concerned government agencies and some residents adjacent to where the project is to be established to ascertain the project's social acceptability;

Whereas, among those present in the public hearing no one interposes objection to the proposed project;

Public Office is a public trust. Public officers and employees shall serve with the highest degree of responsibility, integrity, loyalty and efficiency and shall remain accountable to the people



Republic of the Philippines
Cagayan de Oro City

Barangay Carmen

Josue A. Yamut - Matilde Neri Sts., Zone 3 Carmen, Cagayan de Oro City • Tel. Nos. 858-4457, 858-0540

OFFICE OF THE BARANGAY CHAIRWOMAN

Now therefore, upon motion of **Kag. Roberto Y. Go, Jr.**, Committee Chairman on Infrastructure duly seconded by all members present in session, be it;

Resolved as this Barangay Council hereby resolves to issue a Resolution of Social Acceptability to the proposed establishment of a radio tower owned by Infomedia Resources Management, Inc. (INFORM) at Gumamela Extn., Zone 6, Carmen, Cagayan de Oro City.

Resolved further to furnish copies of this resolution to all concern for their information and appropriate action.

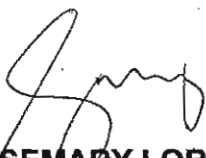
UNANIMOUSLY APPROVED this 22nd day of August, 2016 at Carmen, Cagayan de Oro City.

I hereby certify to the correctness of the foregoing resolution.

Attested by:

SHEILA B. LUMBATAN
Barangay Secretary

Approved by:


ROSEMARY LORNA V. UY
Barangay Chairwoman

Public Office is a public trust. Public officers and employees shall serve with the highest degree of responsibility, integrity, loyalty and efficiency and shall remain accountable to the people

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

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER: Proposed Resolution creating the City Council Standing Committee on Planning and Development, providing for its functions and electing the chairperson, vice chairperson and members thereof; amending for the purpose Resolution No. 12390-2016, otherwise known as the 18th City Council (Sangguniang Panlungsod) House Rules.

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: Jan 18, 2017

for inclusion

HON. TAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. ROMEO V. GALIZO, *Member*

HON. GEORGE S. GOKING, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING+

1 **PROPOSED RESOLUTION NO. 2017-_____**

2
3 **RESOLUTION CREATING THE CITY COUNCIL STANDING**
4 **COMMITTEE ON PLANNING AND DEVELOPMENT,**
5 **PROVIDING FOR ITS FUNCTIONS AND ELECTING THE**
6 **CHAIRPERSON, VICE CHAIRPERSON AND MEMBERS**
7 **THEREOF; AMENDING FOR THE PURPOSE RESOLUTION NO.**
8 **12390-2016, OTHERWISE KNOWN AS THE 18TH CITY COUNCIL**
9 **(SANGGUNIAN PANLUNGSOD) HOUSE RULES**

10
11 On motion made and seconded, be it

12
13 *Resolved*, to create the City Council Standing Committee on Planning and
14 Development with the following general areas of responsibility and jurisdiction,
15 viz:

16
17 **Committee on Planning and Development** – It shall study,
18 investigate and report on all matters and measures pertaining to city
19 planning, zoning, land classification, land use and management,
20 urban community development. It shall review and recommend
21 actions on the Annual Investment Program (AIP), Comprehensive
22 Land Use Plan (CLUP), City Development Plan (CDP), Executive
23 Legislative Agenda (ELA) and other short- and medium-term plans
24 of the City.

25
26 *Resolved further*, to elect the Chair, Vice Chair and members thereof, as
27 follows:

- 28
29 1) Chairperson - Hon. Ian Mark Q. Nacaya
30 2) Vice Chairperson - Hon. Romeo V. Calizo
31 3) Members - All Councilors
32

33 *Resolved furthermore*, to amend Section 13 (Standing Committees) of
34 Resolution No. 12390-2016, otherwise known as the 18th City Council
35 (Sangguniang Panlungsod) House Rules, so as to add the Committee on Planning
36 and Development herein created as one of the Standing Committees enumerated
37 therein and be marked as paragraph (bb);

38
39 *Resolved finally*, to forward this Resolution to all concerned for their
40 information.

41
42 **APPROVED.**

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution earnestly requesting Regional Director Allan G. Farnazo, Department of Education-Regional Office No. 10, this City; Hon. Rodolfo M. Elman, Deputy Ombudsman for Mindanao, Davao City; and Regional Director Adams D. Torres, Civil Service Commission-Regional Office No. 10 (CSCRO-10) to expedite their respective investigation on the complaint filed by Mr. Junas Roy C. Cabigas against Mr. Arnold P. Tejero, Principal, City Central School, Cagayan de Oro City, for alleged misdeeds as mentioned in the latter's letter dated 6 September 2016 .

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

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Jan. 18, 2017

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.: _____

Received by: _____

From: _____

Date: _____

Letter-complaint filed by Mr. Junas Roy C. Cabigas, against Principal, Mr. Arnold P. Tejero and Assistant Mr. Rudy Villalobos of City Central School, this City, regarding the alleged misdeeds as mentioned in his letter dated September 6, 2016.

Respectfully referred to the Committee on EDUCATION, 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

Action 3: Date of Meeting: Dec. 3, 2016

- 1) Urged all concerned parties to submit necessary documents for processing
- 2) The Committee will conduct lots of research to ensure credibility of the story of the complainant
- 3) Urged the working relation between the principal and the teacher to be improved
- 4) Urged Depest to attend the issue raised as soon as possible

Chairman: HON. SUZETTE G. MAGTAJAS-DABA

Vice-Chairman: HON. JAY R. PASCUAL

Member: HON. MARIA LOURDES S. GAANE

Member: HON. ROMEO V. CALIZO

Member: HON. REUBEN R. DABA

Ex-Officio-Member: _____

Ex-Officio-Member: _____

DISSENTING

Member

Member

Ann 3

Benjan C. Delute

Rolly Vicedora - 0975-3732731

Engr. Ben Delute

Camden - 858-1988

0975-8047565

September 21, 2016

Hon. SUZETTE MAGTAJAS-DABA
Chairperson Committee on Education
City Council, Cagayan de Oro City

Madam:

Good Day!

We, the concern parents of City Central School are constrain with no other option except to bring these issues to your attention, because we strongly believe that your good office wants best public service and will never miss any opportunity to look into matters of interest involving IMMORALITY, ABUSE OF POWER, ABUSE OF AUTHORITY and the dreaded language by your administration, GRAFT AND CORRUPTION committed in broad daylight.

We believe, the degree of offense committed is unparalleled blatantly defying Civil Service and DepEd rules and openly committing crimes using one's position needs to STOP immediately.

This is the predicament of CITY CENTRAL SCHOOL, CAGAYAN DE ORO CITY under ARNOLD P. TEJERO, Ph. D. as lead Principal and Mr. RUDY VILLALOBOS as his assistant.

With due respect, please read this manifestation and please give immediate solution to spare City Central School from further shame.

To give a precise view of how serious the issues at hand or the crimes committed, please take notice of the following:

1. The tour of duty of Mr. Tejero started July of 2015 as lead Principal, holding a Principal 1 item, with the school population of almost eight thousand (8,000) pupils and more than two hundred (200) teachers. He assumed office as Principal 1 and was then promoted to Principal III within a period of 3 months or more specifically on October of 2015, jumping from salary grade 19 to 21. There, the abuse of power and immoral acts started as evident by his obsession to the beauteous teachers of the school. Hereto attached is the

affidavit complaint to the Ombudsman (**Annex A**) of a teacher to provide a clearer view of his evil desires. It is very unfortunate for the complainant because upon knowledge of Mr. Tejero that a case has been filed against him, everyday, all form of harassment has been employed to her. Moreover, there has been reliable information that another teacher who has been molested by Mr. Tejero is preparing another complaint for sexual harassment against Mr. Tejero to the Ombudsman whom she regard as the worst school administrator. “

2. On March of 2016, Mr. Tejero’s evil desires transcended from helpless teachers to a helpless single mother. He used his power and authority to make sexual advances to the helpless mother and with the help of his Assistant Principal Mr. Villalobos harasses her every day. The helpless single mother pleads that Mr. Tejero be relieved or transferred to another school because she could not bear the emotional, psychological and physical stress she is experiencing due to the situation she is in. For the clearer view of the facts of the case, hereto attached also is the affidavit complaint to the **CITY PROSECUTOR OF CAGAYAN DE ORO CITY** for **ACTS OF LASCIVIOUSNESS** and to the **OMBUDSMAN MINDANAO** for **GRAVE MISCONDUCT** and **GRAVE ABUSE OF AUTHORITY** against Mr. Tejero. Please see attached copy of the complaint to the City Prosecutor and the Ombudsman. (**Annexes B and B.1**).

In the counter affidavit of Mr. Tejero he **NEVER DENIED** that on May 17, 2016, Tuesday, at around 1:00 p.m. he entered the Resonance Inn together with his victim. As May 17, 2016 is NOT a holiday and Mr. Tejero professed that he reported for work that day, hence, it is worth emphasizing that Mr. Tejero has received a **FULL PAY** on such date, of which part of his official time at work has been used in a shameful act. This manifests evidence of Mr. Tejero’s **GRAVE MISCONDUCT** and **GRAVE ABUSE OF AUTHORITY**. (**Annexes B.2 and B.3**)-The counter affidavit of Mr. Tejero and his Daily Time Record, respectively.

3. On the first quarter of Mr. Tejero’s assumption as lead Principal, he started his malicious desire of taking the management of the school canteen from the School Teacher’s Cooperative. The school canteen has been properly and orderly managed by the School Teacher’s Cooperative that it grew in size through the years, even if there has been a constant change of school administrator, years before Mr. Tejero’s administration. This prompted Mr. Tejero’s malicious desire to do a lot of scheme to transfer the school canteen’s management into his hands for his own personal interest and benefit sacrificing the interest of the public. He succeeded on his schemes with the help of the aunt of his wife which is at the same time, the School’s Division Superintendent, Mrs. Elena

Burcillo, who signed and issued the order to take over the school canteen's management on February 24, 2016. The order was arbitrary because it did follow the basic rules as provided by DepEd Order # 8 s, 2007 but procedural due process was never followed by Mr. Tejero and Supt. Burcillo. As proof, when the issue was appealed to the office of the Regional Director, Director Farnaso issued a comment/directive last June 23, 2016 that the Mr. Tejero and the Superintendent failed to observe due process. The order to take over has no legal basis, thus, erroneous. This directive of the Regional Director has not swayed Mr. Tejero from returning the school canteen's management to the School Teacher's Cooperative.

What is more eye popping is the system adopted by Mr. Tejero. Firstly, he required that all the stall lease/renter to pay a cash bond in the amount of P 5,000.00 per stall violating DepEd Order # 8, s.2007 which states that leasing is strictly prohibited. (**Annex C.1**) . Secondly, Mr. Tejero registered the school canteen in HIS NAME as OWNER. The school canteen is inside the premises of the school occupying a government owned land and building and the utilities incurred by the school canteen is paid for and by the school. This is a blatant violation of RA 3019 Anti Graft and Corrupt Practices of a Government Official, to be financially interested in government owned properties for his personal gain. Furthermore, what is much worse is the person who handles the income of the canteen; it is Mr. TEJERO and Mr. VILLALOBOS themselves. They serve as treasurer. Thirdly, the more serious action of Mr. Tejero is the open defiance to a lawful order of the Regional Director, Allan Farnaso, to follow the basic rule on procedural due process. When the cooperative Board of Director inquired thru a formal letter on matters at hand he surprisingly replied that the inquiry shall not be addressed to him but to the School's Division Superintendent or to the Regional Director Allan Farnaso. "Attached as Annexes, **D.1-Business permit-Tejero as owner**, **D.2** letter of inquiry of the Cooperative's Board of Director and the response of Mr. Tejero. Annexes: **E.1-comment of the Regional Director**. **E.2** Temporary receipt requesting the amount received by Mr. Cleo Maestrado/ **E.3** The contract of lessee entered into by the canteen manager, lessee and the School Administrator"

4. Test papers and Phil-IRI, for Grade VI, for the fourth and final grading has not been duly received by the Grade VI Teachers and the Grade Leader for Grade VI level, Mrs. Escabusa, has been coerced by the Assistant Principal, Mr. Villalobos, to sign the distribution list signifying that the later received the test paper and the Phil-IRI materials for liquidation purposes, even without receiving a single sheet of the said test papers. This issue was brought up and revealed during the teachers' year end conference last April 1, 2016, which shocked most of the participants there. The Grade VI Teachers will attest to the veracity of the issue and in an instance of an investigation to look into the

seriousness of the issue, the Grade VI teachers are all willing to execute an affidavit, because they are witness of the broad daylight corruption of Mr. Tejero and Mr. Villalobos.

5. On May of 2016, scrap materials of the school such as but not limited to the used roofing, z bars, purling iron window and door grills brought to about by the demolition of eight classrooms and one school library has been sold by Mr. Tejero without complying with the proper process in disposing the said government properties. In line with this, the Commission on Audit made a surprise visit to the school's property custodian, Mr. Nicolas Nacaytuna, and he failed to present any document on this matter because he has none. A glaring violation of PD 1445 sec. 79 "Destruction or sale of unserviceable property." Hereto attached as **Annex "F"** and photos of the materials as **Annex "F.1"**
6. Half of the cost of the school ID for pupils for the school year, 2016-2017 has been shouldered and paid for by the parents/guardians of the pupils in violation of the DepEd order # 48 s. 2009 which states that "The ID for the pupil shall be of no cost to them. The money shall be taken from the MOOE funds." Mr. Tejero blatantly defied the DepEd order and employed a scheme wherein 50% shall be shouldered by the pupils and the other 50% shall be taken from the MOOE fund of the school. Moreover, the teachers were directed to collect the said amount which is a direct defiance also to the DepEd order # 48 s. 2009 that Teachers must not be involved in any form of collection of money from the pupils. Despite this obvious defiance to the DepEd order the said collection has been duly approved by the Schools Division Superintendent, Mrs. Elena Burcillo which raises doubts to the objectivity of Mrs. Burcillo. It is worth noting that Mrs. Burcillo is related to Mr. Tejero by affinity. Attached as **Annex G-DepEd Order #48 s. 2009 G.1-Approved Letter of Mr. Tejero by Schools Division Superintendent G.2 Letter to all Teachers.**
7. Back in year 2009, when Mr. Tejero was still an Assistant Principal because of his attitude-problem, the Parent-Teachers Association thru the Board of Directors and the Teachers themselves found it deemed appropriate to file a petition to the Superintendent, earnestly requesting to immediate transfer of Mr. Tejero to another school to put to stop his abuses. The superintendent during that time, Dr. Myna Motomul immediately granted the request. Attached as **Annex H- Petition of the PTA Board and the Teachers of City Central School.**

In another sad experience of City Central School as evidence of his questionable attitude, he was found guilty and suspended for eight (8) months without pay by the DepEd

Regional Office, but lowered to three (3) months by the DepEd Central Office Manila. Attached as **Annex H.1**-Decision of the DepEd.

In recollection of the above said situation, when Mr. Tejero's name first floated that he will be assigned back to City Central School, the concerned teachers and parents personally requested the Superintendent Mrs. Burcillo not to assign him back to avoid any disaccord and because of the previous bad experience, but the present Superintendent for whatever reason, did not consider nor listen.

8. Last June 24, 2014, Mr. RUDY VILLALOBOS, the assistant principal of Mr. Tejero assaulted one of the teachers, Mrs. Arabis of City Central School, inside her classroom. The frightening incident happened before the eyes of the pupils of Mrs. Arabis, some children were in panicked and others cried because of the abusive and vulgar attitude of Mr. Villalobos.

The more surprising scenario was, when Mrs. Arabis filed a case of grave misconduct before the Office of the Regional Director. The Officer-in-Charge directed the Division Superintendent to conduct a preliminary investigation/fact finding investigation. Mr. Villalobos **VOLUNTARILY PLEADED GUILTY** to the offense charged and **MANIFESTED WILLINGLY** that he will make/undergo a **PUBLIC APOLOGY, NEURO-PSYCHO TEST, DRUG TEST AND A COUNSELLING SESSION FROM AUTHORIZED PSYCHIATRIST OR GUIDANCE COUNSELLOR.**

But again for whatever reason, none of the condition was complied by Mr. Villalobos. "Attached **Annex I**, Kasabutan"

Finally, it is to the best of our knowledge that the family affiliation of Mr. Tejero with the DepEd Division of Cagayan de Oro has developed the culture of impunity which resulted to his unreasonable acts such that he has been bold enough to defy and transgress the DepEd rules, orders and memoranda; Civil Service rules, and the law on anti-graft and corrupt practices.

In the light of the foregoing, the undersigned beg for consideration of your Honorable Office, to order a **special and immediate investigation in your committee** on these matters and strongly pray that pending the investigation, **Mr. Arnold Tejero and Mr. Rudy Villalobos** be immediately transferred to another school or be assigned in the Regional Office of DepEd Region X to avert further damage as well as to save the aggrieved parties especially the helpless victims of Mr. Tejero's sexual advances from his harassment and ill-doings which has inflicted pain not only them but as well as their families.

With all sincerity,

MARLOU OMPOY



LUCITA MISSION



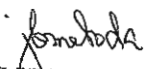
CARLA M. CAMAMA

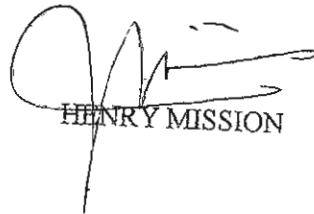


DR. AMANDO APARICI ~~M.D.M~~



JOEFREY CAILO


JOCELYN METODA

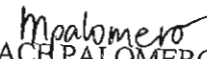


HENRY MISSION

ALFONSO MAÑACAP



MARK BRYAN OLARTE


GRACE PALOMERO

cc:

ALLAN FARNAZO
Regional Director
Department of Education
Regional Office No. 10
Cagayan de Oro City



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

SEPTEMBER 20, 2016

FROM: MR. JUNAR ROY C. CABIGAS

SUBJECT MATTER:

LETTER-COMPLAINT FILED BY JUNAS ROY C. CABIGAS, AGAINST PRINCIPAL,
MR. ARNOLD P. TEJERO AND ASSISTANT MR. RUDY VILLALOBOS OF CITY
CENTRAL SCHOOL. THIS CITY.

ACTION: REFER TO COMMITTEE ON EDUCATION.

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Region X
Division of Cagayan de Oro City
Central District



CITY CENTRAL SCHOOL
Yacapin-Velez Streets, Cagayan de Oro City

Republic of the Philippines
City of Cagayan de Oro
November 18, 2016

November 18, 2016

HON. SUZETTE MAGTAJAS-DABA
City Councilor
Chairperson, Committee on Education

Madam:

The undersigned school heads are respondents to the complaint lodged by a certain Junar Roy C. Cabigas for alleged misdeeds they committed in the management of City Central School.

Considering the seriousness and gravity of the allegations and considering further that they are certain in filing a criminal case against complainant for the baseless and malicious complaint hurled against them, they are *requesting from your good office and from that Honorable Investigating Committee* that the complainant be directed to have his complaint **subscribed and sworn under oath**.

Thank you very much.

Very truly yours,

RUDY P. VILLALOBOS

Principal I

ARNOLD P. TESERO, PhD

Principal III

Respondents

Encls: Copy of the Unsubscribed and Unsworn Complaint
Copy of the Invitation for the appearance of respondent(s) to the Investigation
Copy of the Invitation for the Superintendent

Hon. JOAQUIN "Kikang" UY
City Vice Mayor
Cagayan de Oro City

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY VICE MAYOR
CITY OF CAGAYAN DE ORO

RECEIVED

Sir:

DATE: 9/6/15
TIME: 2:05 PM
BY: EMERSON RANA LOPEZ

Greetings!

As a taxpayer, a parent and a concern member of the City Central School community, I believed it is not only my right but also my obligation to get involve and to inform a government instrumentality whom I trust and hope that can give or provide immediate answer not only to my question, but as I see it, this is the question of the overwhelming majority of the teachers, parents of City Central School. Why this happens and until now no one from the system that looks into the matter or even gives a sort of interest to put to stop this kind of illegal, immoral and counterproductive activities.

With these, please take notice of the following misdeeds done with impunity by the Lead Principal, Mr. Arnold P. Tejero in connivance with one of his assistants Mr. Rudy Villalobos, to wit.

First, last April 1, 2016, during the year end conference of all the teachers and school administrator of City Central School, everybody who attended were surprised that one of the issues that was discussed was about the Test Paper and the Phil_ IRI materials, it was at the height of discussion that the assistant principal, Mr. Villalobos cautioned the Grade VI grade leader Ms. Escabusa not to signed the distribution list if no materials received, but the sad thing was the answer of Ms. Escabusa that it was he, Mr. Villalobos who forced her to signed. What a shame, they pocketed the MOOE fund intended for the pupils. How and why these corrupt practices happen? The teachers answered, "diskarte kana sa principal". Then what materials the teacher used in the 4th grading examination of grade VI pupils. The answer was very alarming., the grade six teachers used the old test papers. I believe this issue was already brought to the attention of the higher authority of the Department of Education but nothing happen. All grade IV teachers can attest to this and ready to execute an affidavit.

Second, the illegal disposal of the scrap or unserviceable materials/equipment of the school. During the howling of the scrap materials, only Mr. Tejero facilitated no one from the Commission on Audit (COA) and the Division Supply Office attended. The correst process of the disposal was not followed. The "gi inato lang nila pagbaligya" per information from the property custodian.

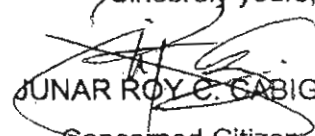
Third, the open defiance of the DepEd Order, # 48 s 2009. The no collection orders for the pupils ID. What Mr. Tejero did, he directed the teachers to collect. This issue has been brought to the higher DepEd authorities of the City Division but to no avail, and brought to the attention of the Local Media, but still he (Mr. Tejero) never back off in collecting. (see attached

✓ Fourth, the issue of grave abuse of authority in managing his canteen inside the school. (Please see the Mayor's permit) although there is a DepEd rules on managing a canteen, he openly defy those rules, (e.a). The unilateral action of the school principal by terminating a contract. Even without following the procedural due process is one of those abuses.

With these, I and other members of the City Central School community believe that through your office these illegal and corrupt practices and the culture of impunity committed by the heads of the school shall be checked. The culprit shall not go unpunished.

Thank you very much.

Sincerely yours;


JUNAR ROY C. CABIGAS
Concerned Citizen

Junar Roy C. Cabigas

Blk-16 L-12 NHA PHASE 2 KAUSWAGAN, CDO

Mobile # 09770047400



Department of Education
Region X
Division of Cagayan de Oro City
Central District
CITY CENTRAL SCHOOL
Yacapin-Velez Streets, Cagayan de Oro City



SCHOOL MEMORANDUM

TO: **ALL TEACHERS**
Through the Grade Leaders

FROM: **ARNOLD P. TEJERO Ph.D.**
Principal III

DATE: July 19, 2016

SUBJECT: COLLECTION OF VOLUNTARY FEE FOR SCHOOL ID

For order and security reasons, the school management made it a part of its policies the imposition of the use of a School ID.

In order to lessen the burden of the parents in paying a good quality and presentable ID that will last throughout the school year, the management sought the approval of the higher office for the use of the School's MOOE to finance 50% of the amount of the ID with the following specification, to wit:

- Good quality Polyvinyl Chloride (PVC) material
- Clear ID Picture
- Standard sling
- Clear plastic ID jacket

The above-described ID only costs Php 30.00/piece. With the approval of the school management's request for the use of the MOOE funds, the parents shall only pay Php 15.00 for each ID.

In view thereof, you are hereby directed to collect, through the Homeroom PTA Treasurer, *ON A VOLUNTARY BASIS*, the amount of Php15.00 from your pupils starting today. Collected voluntary fees shall be turned-over by the class treasurer to the Grade Leader who shall subsequently turn-over the amount to Ms. Cleo Maestrado- Office Clerk.

Furthermore, you are directed to coordinate with the supplier during the taking of pictures and gathering of pupils' basic information for the School ID.

Attached hereto is a copy of the Approved Letter-Request by the Division Office.

For information and compliance.

FILED
JUL 20 2016
CAGAYAN DE ORO CITY



Department of Education
Region X
DIVISION OF CAGAYAN DE ORO CITY
Central District
CITY CENTRAL SCHOOL
Yacapin-Velez Street, Cagayan de Oro City
OFFICE OF THE SCHOOL PRINCIPAL



SCHOOL MEMORANDUM

No. _____ s. 2016

To: **ALL TEACHERS**
Through the Grade Leaders

From: **ARNOLD P. TEJERO, Ph.D.**
P – III/Lead Principal

Date: **July 18, 2016**

Re: **COLLECTION OF VOLUNTARY CONTRIBUTION FOR**
SCHOOL ID

This pertains to DepEd Order no. 48 s. 2009, item II-B, you are hereby enjoined to collect Php 15.00 as voluntary contribution for the school ID. The total amount for the ID is Php 30.00, PVC type with sling and jacket. However, 50% of the amount will be shouldered by the school through its MOOE.

Moreover, this is purely voluntary. Collected amount shall be remitted to the Grade Leader who will turn-over the amount to the supplier.

For information and guidance.

[Handwritten signatures and initials]

[Handwritten note: CERTIFIED TRUE COPY OF PHOTOGRAPH BY OFFICE]

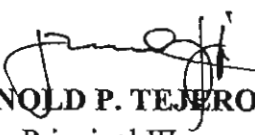


Department of Education
Region X
Division of Cagayan de Oro City
Central District
CITY CENTRAL SCHOOL
Yacapin-Velez Streets, Cagayan de Oro City



SCHOOL MEMORANDUM

To: **SHIELA S. SALO**
Teacher I

From: 
ARNOLD P. TEJERO, Ph.D.
Principal III

Date: June 30, 2016

Subject: **DEMAND FOR AN EXPLANATION**

Attached is a copy of your statements posted on the *World Wide Web* involving a public school, public school affairs, public school pupils, public school teachers and public school administrators, to wit:

1. Teachers should be given high moral in their teaching career not on how to manage the canteen;
2. Pupils are taught to be honest in school not dishonesty;
3. Pupils should be respected not to put to shame;
4. Teachers should be respected and not to be compared to the status of the manager of the canteen;
5. We will teach and manage our pupils;
6. Please do not make a canteen the center of the educational system of City Central School.
7. I believe on the integrity of teachers.

Relative thereto, you are hereby directed to submit a written and duly sworn explanation within Seventy-two (72) hours why no legal actions could be pursued against you.

For strict compliance.

Cc.

Erlinda S. Samonte
Asst. Manager/Bookkeeper
City Central School Canteen

Dr. Paul Y. Badon
Grade V & VI Monitoring Principal
City Central School

Office of the Chief
Anti-Cyber-crime Group
Camp Alagar, Lapasan, Cagayan De Oro City

Office of the Schools Division Superintendent
Division of Cagayan De Oro city
Fr. Masterson Ave. Cagayan De Oro city

Office of the Regional Director
Civil Service Commission



You and Sheila

Previously worked at Department of Education

Also visited Cagayan de Oro, Marikina, and others

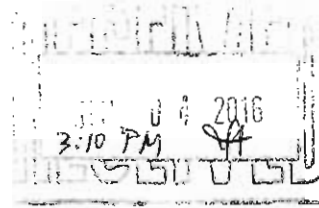
Like Comment Share

Sheila Sumastre Pelaez Salo

TEACHERS SHOULD BE GIVEN HIGH MORALE IN THEIR TEACHING CAREER NOT ON HOW TO MANAGE A CANTEEN. PUPILS ARE TAUGHT TO BE HONEST IN SCHOOL NOT DISHONESTY PUPILS SHOULD BE RESPECTED NOT PUT TO SHAME. AS WELL AS TEACHERS SHOULD BE RESPECTED AND NOT BE COMPARED TO THE STATUS OF THE MANAGER OF THE CANTEEN. MY PARENT LAST YEAR CONFESSES TO ME THAT THE MANAGER OF THE CANTEEN IS TALKING BEHIND MY BACK. BUT I IGNORE HER BECAUSE I'M A BEAUTIFUL PERSON AND I ALWAYS ENCOUNTER INSECURE PEOPLE BUT THIS TIME. I PITY ON MY TWO BEST FRIEND AT WORK WHO EXPERIENCED UNFAIR CONFRONTATION ABOUT WHAT HAPPEN IN THE CANTEEN FOR NOW, WE ARE WAITING FOR THE CHANGE !!! WE WILL TEACH AND MANAGE OUR PUPILS AND PLEASE DO NOT MAKE A CANTEEN THE CENTER OF THE EDUCATIONAL SYSTEM OF CITY CENTRAL. I BELIEVE ON THE INTEGRITY OF TEACHERS... GOD BLESS US ALL AND GOOD NIGHT!

Like Comment Share

ARNOLD P. TEJERO, Ph. D.
School Principal
City Central School
Yacapin-Velez Streets
Cagayan de Oro City



Dear Sir:

This refers to my explanation as directed in Memorandum dated June 31, 2016 with subject: DEMAND FOR AN EXPLANATION.

Please be informed that it is provided for in Article III, Section 4 of the Constitution that:

Sec. 4. No law shall be passed abridging the freedom of speech, of expression, or of the press, or the right of the people peaceably to assemble and petition the government for redress of grievances.

That provision pertains to the freedom of expression which every person has and that includes the right to criticize the government and the people running it. Every person has the right to express his or her views on matters of public concern.

A Philippine Hero has once said that freedom covers the right to do what is right and not to do what is wrong. Verily, I am of the humble opinion that the posting found on the WorldWide Web is within the bounds of the law, that is, the freedom to do what is right. Aside from the fact that it is covered by my right to freedom of expression, there is nothing therein that amounts to the point where it has become libelous or defamatory. Looking closely on the said statements, it is quite clear that it does not judged and draw negative conclusion on a certain person. Rather, it involves an issue that needs to be addressed. It also involves sentiment which must be attended to in a positive manner.

It might be that it runs contrary to your taste and liking. To that I sincerely apologized. Nonetheless, those statements are what are contained in the deepest recesses of my heart. I also feel that it ought to be respected.

At any rate, we are just human beings and teachers at that. We all wish for a better City Central School and better service to provide to the pupils we are sworn to teach.

For your consideration and understanding.

Sincerely yours,


SHEILA S. SALO

ARNOLD P. TEJERO
Principal III
City central School
Yacapin-Velez Sts.
Cagayan de Oro City

Re: reply to Demand for Explanation dated June 30, 2016

Sir:

Good day! This is in reply to your School Memorandum dated June 16, 2016.

At the outset, let me emphasize that there is nothing wrong with all the statements which I posted in the facebook. All of us would agree that these statements are legitimate and within the bounds of the moral and ethical standards demanded of us teachers. Infact, I believe in my heart that I have nothing to explain and I have not committed any violation of any law, rules or regulations. Let me point out also that your memorandum neither pinpoints any violation which I committed in relation to that fb post that I made. This too is in consonance with the general rule on freedom of expression which we all enjoy as citizens in this country.

Let me, however, ask the readers to read between the lines of the message and allow me to express a few words on each and every detail in point:

1. Teachers should be given high moral in teaching career not on how to manage a canteen... This is a true statement and this came out because in so many teachers' meetings that you had recently which you presided, more discussions were spent on the concerns regarding the canteen and less on the mainstream of academic upliftment and problems. This is intriguing specially that you are the ones managing or running the canteen operations. I believe spending so much time discussing about canteen concerns should be minimized to avoid any cast of doubt.
2. No. 2, 3, 5 and 7... are undisputable and true statements that do not need to be expounded.
3. Teachers should be respected and to be compared to the status of the manager of the canteen.... In the meetings that you had presided over, we perhaps get the wrong notion that we are being compared to the status of the canteen manager which is far remote considering the very different nature of our jobs. We could have gotten the message wrong but it feels bad to be put on this level.
4. Statement: Please do not make a canteen the center of the educational system of City Central School... this is a desperate statement of a desperate subordinate. Because more time is spent on canteen concerns during meetings, I got the notion that the canteen now becomes the focus and not the academic and school concerns. I maybe wrong and let me ask for an apology for this misunderstanding.

Sir, I have high respect on you being our school principal. It had not been like this in the past years. We have had unity in our aim to fulfill our roles as good teachers to our students. I believe these concerns can be thresh out if we listen to each other and start from there. If I may have hurt you or anyone, I would like to ask for an apology.

Thank you very much.

Appendix F

Page 76

Sincerely yours,
Arnold P. Tejero
Principal III
City Central School
Yacapin-Velez Sts.
Cagayan de Oro City

Republic of the Philippines
Department of Justice
NATIONAL PROSECUTION SERVICE
OFFICE OF THE CITY PROSECUTOR
Cagayan de Oro City

INVESTIGATION DATA FORM

To be accomplished by the Office: 164-2636

DATE RECEIVED:
(stamped and initiated):

Time Received:

Receiving Staff:

CHARGED PROSECUTOR'S OFFICE
DATE: May 17, 2016
TIME: 10:30 AM

NPS DOCKET NO: X-06-INV-_____

Assigned to: _____

Date Assigned: _____

To be accomplished by complainant/counsel/law enforcer:
(Use back portion if space is not sufficient)

COMPLAINANT/s: Name, Sex, Age & Address RESPONDENT/s: Name, Sex, Age & Address

09051177774
JICKIE ROSALES AVILA
C/o GAN & ASSOCIATES LAW OFFICE
CHAVES-VELEZ STREETS
CAGAYAN DE ORO CITY

ARNOLD P. TELERO
CITY CENTRAL SCHOOL
YACAPIN-VELEZ STREETS
CAGAYAN DE ORO CITY

OFFENSE/s COMMITTED/ LAW/s VIOLATED:

WITNESS/es: Name & Address

ACTS OF LASCIVIOUSNESS

DATE & TIME of COMMISSION:

MAY 17, 2016
2:30 PM

PLACE of COMMISSION:

RESONANCE INN
KAUSWAGAN HIGHWAY CAGAYAN DE ORO CITY

1. Has a similar complaint been filed before any other office? * YES ☐ NO ☒
2. Is this complaint in the nature of a counter-charge? * YES ☐ NO ☒ If yes, indicate details below.
3. Is this complaint related to another case before this office? * YES ☐ NO ☒ If yes, indicate details below.

I.S. / NPS Docket No.: _____

Handling Prosecutor: _____

CERTIFICATION*

I CERTIFY, under oath, that all the information on this sheet are true and correct to the best of my knowledge and belief, that I have not commenced any action or filed any claim involving the same issues in any court, tribunal, or quasi-judicial agency, and that if I should thereafter learn that a similar action has been filed and/or is pending, I shall report that fact to this Honorable Office within five(5) days from knowledge thereof.

JICKIE ROSALES AVILA
(Signature over printed name)

SUBSCRIBED AND SWORN TO before me this 12 day of August

2016
in _____

ALFONSO S. VICENTE, JR.

ASSISTANT CITY PROSECUTOR
Administering Prosecutor/ Officer

*1,2,3 and CERTIFICATION need not be accomplished for inquest cases

Republic of the Philippines
DEPARTMENT OF JUSTICE
Office of the City Prosecutor
Cagayan de Oro City

JICKIE ROSALES AVILA,
Complainant,

I.S. No. _____

FOR:

Acts of Lasciviousness
under the Revised Penal Code

-versus-

ARNOLD P. TEJERO
Respondent

X-----//

AFFIDAVIT OF COMPLAINT

I, **JICKIE ROSALES AVILA**, of legal age, Filipino, single and resident of c/o Gan and Associates Law Office, Chaves-Velez Sts., Cagayan de Oro City, after having duly sworn to in accordance with law do hereby depose and say THAT:

1. I am charging **ARNOLD P. TEJERO** of Acts of Lasciviousness under the Revised Penal Code;
2. Sometime on March 30, 2016, while I was attending a Recognition Day where my Grade 5 child was one of those to be recognized at City Central School, this City, the Respondent approached and greeted me and introduced himself;
3. Sometime on April 2016, while I opened my face book account, I was surprised upon seeing that the Respondent wanted to be added as one of my friends. I accepted him out of respect considering that he is the principal of my Grade 5 child. He asked my cellphone number and thereafter he sent text messages appreciating the fact that he met me;
4. Sometime on May 2016, he offered a business proposal to me to the effect that he would give me privilege to operate a stall in the school canteen without a rental. I told him that I

could engage to sell sherbet of which he responded that he had a friend who could help me to such kind of business;

5. Sometime on May 17, 2016, he invited me to have a coffee date and told me that we could meet at DBP Xavier, this City and convinced me with his sweet words that he could take me to his friend who could help finance the sherbet business. Out of my desire to be involved in that proposed practice of making one's living by engaging in commerce, I yielded to go with him to meet his friend. While on our way to Patag Highway, this City, he took me to Resonance Inn at Kauswagan Highway, this City. I protested why he brought me to Resonance Inn. With his sweet words and promises coupled with lewd design he successfully brought me inside in one of the rooms in the said Inn. He undressed his polo shirt and ordered two(2) bottles of San Miguel Light and he forced me to drink and kept on saying while holding my right leg and squeezing my buttock: "GUSTONG GUSTO KITA MAGING GIRL FRIEND"(I REALLY WANT YOU TO BE MY GIRL FRIEND). I resisted when he held my right leg and squeezed my buttock. But because of his superior strength he held my hand and pulled me toward him for several times and kissed my lips against my will. He kept on saying: "BALIW NA BALIW TALAGA AKO SAYO JICK" (I AM REALLY CRAZY ON YOU JICK), "SIGE NA PAYAG KANA NA MAY MANGYARI SA ATIN NGAYON" (COME ON PLEASE SO THAT SOMETHING WILL HAPPEN TO BOTH OF US). Sensing his evil motive and lewd design I bluffed him by saying: "HUWAG MUNA NGAYON" (NO, NOT NOW). He kept calm and I took picture¹ to both of us for record purposes and we went out² and I went home immediately thereafter;

6. The crime of acts of lasciviousness as punished under Article 336 of the Revised Penal Code provides:

ART. 336. Acts of lasciviousness.- Any person who shall commit any act of lasciviousness upon other persons of either sex, under any of the circumstances mentioned in the preceding article, shall be punished by *prision correccional*.

¹ Cashier's record of Resonance Inn hereto attached as Annex "A".

² Picture of Respondent and Complainant hereto attached as Annex "B".

The case at bar clearly showed that Respondent committed Acts of Lasciviousness of which the following essential elements are considered: (1) that the offender commits any act of lasciviousness or lewdness; and (2) that it is done under any of the following circumstances: (a) by using force or intimidation; (b) when the offended woman is deprived of reason or otherwise unconscious; or (c) when the offended party is under twelve (12) years of age.³

In the case of *Amplayo v. People*,⁴ the Court expounded on the definition of the term lewd, thus:

The term lewd is commonly defined as something indecent or obscene; it is characterized by or intended to excite crude sexual desire. That an accused is entertaining a lewd or unchaste design is necessarily a mental process the existence of which can be inferred by overt acts carrying out such intention, i.e., by conduct that can only be interpreted as lewd or lascivious. The presence or absence of lewd designs is inferred from the nature of the acts themselves and the environmental circumstances. What is or what is not lewd conduct, by its very nature, cannot be pigeonholed into a precise definition. As early as *U.S. v. Gomez* we had already lamented that it would be somewhat difficult to lay down any rule specifically establishing just what conduct makes one amenable to the provisions of article 439 of the Penal Code. What constitutes lewd or lascivious conduct must be determined from the circumstances of each case. It may be quite easy to determine in a particular case that certain acts are lewd and lascivious, and it may be extremely difficult in another case to say just where the line of demarcation lies between such conduct and the amorous advances of an ardent lover.

In *People v. Victor*, the Court held that in cases of acts of lasciviousness, it is not necessary that intimidation be irresistible. It being sufficient that some compulsion equivalent to intimidation annuls or subdues the free exercise of the will of the offended party.

³*People v. Victor*, G.R. No. 127904, December 5, 2002, 393 SCRA 472, 485.

⁴G.R. No. 157718, April 26, 2005, 457 SCRA 282, 292.

7. I executed this Affidavit of Complaint to attest the truth of the foregoing facts and averments and to formally charge **ARNOLD P. TEJERO** of Acts of Lasciviousness under the Revised Penal Code.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ in Cagayan de Oro City, Philippines.


JICKIE ROSALES AVILA
Affiant

SUBSCRIBED and sworn to before me this Aug 12 '16 in Cagayan de Oro City, Philippines. This is to certify that I have examined the Affiant and am convinced that she voluntarily executed her Affidavit of Complaint and fully understood its contents.


ALFONSO S. VICENTE, JR.
ASSISTANT CITY PROSECUTOR
CAGAYAN DE ORO CITY

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

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER: a) Proposed Resolution expressing the City's unequivocal support to the Sitio Electrification Program (SEP) and Nationwide Intensification of Household Electrification (NIHE) Program of the National Electrification Administration (NEA) and Department of Energy (DOE), respectively, in line with the National Government's Total Electrification Program.

b) Proposed Ordinance exempting from payment of electrical permit fee in the amount of P253.00 the household-beneficiaries of the Sitio Electrification Program (SEP) and Nationwide Intensification of Household Electrification (NIHE) Program implemented by the National Electrification Administration (NEA) and Department of Energy (DOE), respectively, to strengthen the Total Electrification Program of the National Government.

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: Jan. 18, 2017

3 for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY Q. OCON, *Vice Chairman*

HON. GEORGE S. SOKING, *Member*

HON. ROMEO V. GALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING+

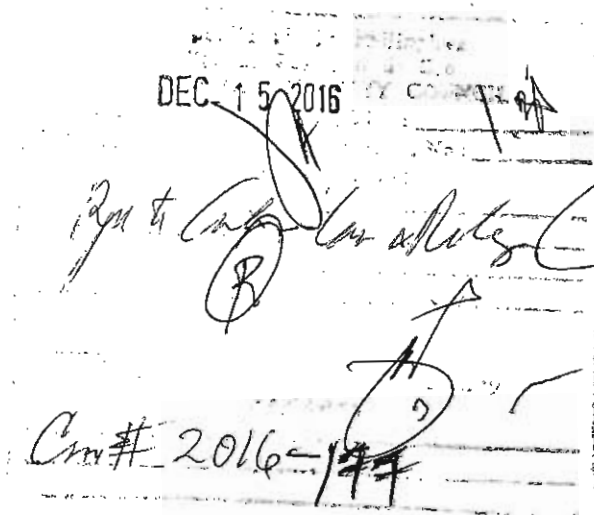


REPUBLIC OF THE PHILIPPINES
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY BUILDING OFFICIAL



1st INDORSEMENT
14th December 2016

Respectfully forwarded to Hon. IAN MARK Q. NACAYA, Chair, Committee on Laws and Rules, the herein pertinent documents relative to the letter-request of the Hon. Oscar S. Moreno, City Mayor for exemption of electrical permit fees in support to the "Total Electrification Program of the Department of Energy and National Electrification Administration, with the information that pursuant to Section 209 of the Implementing Rules and Regulation of the National Building Code of the Philippines only public building and traditional indigenous family dwelling shall be exempted from payment of building permit fees which shall mean only dwelling intended for the use and occupancy by the family of the owner only and constructed of native materials such as bamboo, nipa, logs, or lumber, the total cost of which does not exceed fifteen thousand pesos (P15,000.00).



At. MA. CONCEPCION A. ALCANTARA
OIC - City Building Office



Republic of the Philippines

City of Cagayan de Oro

OFFICE OF THE CITY MAYOR

City of Cagayan de Oro
CITY COUNCIL
26 2016
9:38
Rm to City - Energy
D

26 July 2016

HON. RAINEIR JOAQUIN UY

Vice Mayor

Cagayan de Oro City

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY VICE MAYOR
CITY OF CAGAYAN DE ORO

RECEIVED

DATE: 7/27/16
TIME: 9:55 AM
BY: Emerson Rang Reyes

Thru : Hon. Teodulfo Lao
Chairman, Committee on Energy

Subject : Request for Exemption of Electrical Permit Fees in support to DOE & NEA Electrification Programs

Dear Hon. Vice Mayor Uy :

The Department of Energy (DOE) and the National Electrification Administration (NEA) have implemented two (2) significant programs in support to the government's Total Electrification Program which intends to uplift the lives and economic well-being of the people especially in the countryside and remote areas. These programs are the *Sitio Electrification Program (SEP)* implemented through NEA and the *Nationwide Intensification of Household Electrification (NIHE)* under DOE.

Misamis Oriental Rural Electric Service (MORESCO 1) is offering both SEP and NIHE within their franchise area in collaboration with the City Government of Cagayan de Oro.

The SEP aims to energize sitios through on-grid electrification. For CDO, there are already twenty-eight (28) sitios in five (5) brgy's and 400 households energized under this program. There are still a number of SEP applicants pending at MORESCO 1.

The NIHE provides grant assistance to finance electricity connections of indigent households within the franchise area of a Distribution Utility. The DOE targets 450,000 households in the entire country for the period 2015-2017. The grant assistance covers the connection fee, lighting fixtures and house-wiring assistance with a total amount of P3,750.00 per household.

At present, the City Government has already endorsed about 1,500 applicants for NIHE to MORESCO for inspection and approval. These applicants are mostly from the upland barangays namely San Simon, Tignapoloan, Tuburan, Canitoan,

Pagatpat, Patag, Besigan, Pigsag-an, Tagpangi, Baikingon, Upper Carmen, Taglimao and Lumbia. We expect more applicants in the future.

Implementation of these programs require the following from the LGU :

- *LGU Resolution of Support from the City Council*
- *City Council Resolution Exempting the SEP & NIHE beneficiaries from the Electrical Permit Fee as these are government projects and the recipients are indigents*
- *Certificate of Indigency*

In view thereof, please allow me to humbly request your wholehearted support to this program and cause the passage of a resolution exempting beneficiaries from the Electrical Permit Fee in the amount of P253.00 required by the City Government. Let this endeavor enable us to truly serve the people the best way possible.

Mabuhay ang Cagayan de Oro!

Very truly yours,


OSCAR S. MORENO
City 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: 2016-177

Date: 10/27/2016

Receiver: JESSAMINE

From: CMO

Subject: REQUEST FOR EXEMPTION OF ELECTRICAL PERMIT FEES IN SUPPORT TO DOE AND NEA ELECTRIFICATION PROGRAMS

Respectfully referred to **COMMITTEE ON ENERGY**
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: *Nov. 17, 2016*

For recommending approval - CR

HON. TEODULFO E. LAO, JR.
Chairperson

HON. GEORGE S. GOKING
Member

HON. ZALDY O. OCON
Member

HON. ROMEO V. CALIZO
Vice Chairperson

HON. JAY R. PASCUAL
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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



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

DATE: OCTOBER 26, 2016

FROM: CMO

SUBJECT MATTER: REQUEST FOR EXEMPTION OF ELECTRICAL PERMIT
FEES IN SUPPORT TO DOE AND NEA ELECTRIFICATION PROGRAMS

ACTION: REFER TO COMMITTEE ON ENERGY.

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)
18th CITY COUNCIL
(08R) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Ordinance extending the deadline for the filing of business license renewal application from January 20, 2017 to February 28, 2017, and for this purpose no surcharges and penalties shall be collected from the taxpayers who will be availing hereof.

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: Jan 18, 2017

> for inclusion

HON. IAN MARK Q. NAGAYA, *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
(08822) 724854; (088) 857-4029; 857-4035; 857-2048



ITEM NO.

Comm. No.

From:

Received by:

Date:

Subject Matter:

Proposed Ordinance extending the deadline for the filing of business license renewal application from January 20, 2017 to February 28, 2017, and for this purpose no surcharges and penalties shall be collected from the taxpayers who will be availing hereof.

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

FOR THE CITY VICE MAYOR
& PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

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COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: January 18, 2017

Recommending approval - LR

Chairman: HON. ESNA M. DAHINO

Vice Chairman: HON. TEODULFO E. LAO JR.

1ST
Member: HON. ZALDY O. OCON

2ND
Member: HON. REUBEN R. DABA

3RD
Member: HON. ENRICO S. SALCEDO

4TH
Member: HON. GEORGE S. GOKING

DISSENTING

Member

Member



Republic of the Philippines

DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT

DILG-NATOLCOM Center, EDSA corner Quezon Avenue, Quezon City

Telephone Number 925.1148 • 925.8986 • 925.0032

www.dilg.gov.ph



OFFICE OF THE SECRETARY

February 23, 2016

MEMORANDUM CIRCULAR

NO. 2016-27

TO : ALL CITY/MUNICIPAL MAYORS, PRESIDING OFFICERS OF THE SANGGUNIANG PANLUNGSOD AND SANGGUNIANG BAYAN, PUNONG BARANGAYS, ARMM REGIONAL GOVERNOR AND DILG REGIONAL DIRECTORS

SUBJECT : PROVISION OF TAX RELIEF OR INCENTIVES TO A BUSINESS ESTABLISHMENT WHICH AREA OF OPERATION HAS BEEN, DEVASTATED BY DISASTER, OR, DECLARED UNDER STATE OF CALAMITY, OR, ADVERSELY AFFECTED DUE TO LGU PREPAREDNESS MEASURES

Over the last several years, the Philippines has been devastated by natural and human-made disasters. While much of the focus, immediately after the disaster, is understandably on the provision of response and rehabilitation measures to assist affected LGUs and communities, we cannot set aside the secondary, and potentially more severe, impact of disasters to the flow of local businesses, which hinders the sustainability of local economic development in affected areas.

Guided by the premise that a sound local economic development may provide an impetus for the LGU to recover from the financial impact of a disaster and immediately regain its pre-event state, local government units, as a strategy to assist business establishments to bounce back and somewhat lessen the losses obtained from disasters, may adopt/provide tax relief/incentive schemes, pursuant to Section 192 of the Local Government Code of 1991 which states that LGUs may, through ordinances duly approved, grant tax exemptions, incentives or reliefs under such terms and conditions as they may deem necessary.

In this regard, all City/Municipal Mayors and Vice-Mayors are hereby encouraged to revisit their Local Revenue Codes and Local Investment and Incentive Codes, and consider the provision of tax reliefs and/or incentives to business establishments which areas of operation have been, devastated by disaster, or, declared under state of calamity either by national or local authorities. Only tax incentives may be given to business establishments that are adversely affected not by physical devastation but due to disaster preparedness measures undertaken by the concerned LGU.

Such tax relief or incentives may include, but not limited to: extension of tax-compliance deadline for estimated and installment taxpayers; waived penalties and associated interest as long as the new post-disaster deadline is met; tax holidays/breaks; and others. Further, the provision of said tax relief or incentives shall be subject to the guidelines prescribed under Article 282 of the Implementing Rules and Regulations of the LG Code.

All DLG Regional Directors and Field Officers are hereby directed to cause the widest dissemination of this Memorandum Circular in their respective areas of jurisdiction and provide the necessary technical assistance relative thereto.


MEL SENEN S. SARMIENTO
Secretary





Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY MAYOR

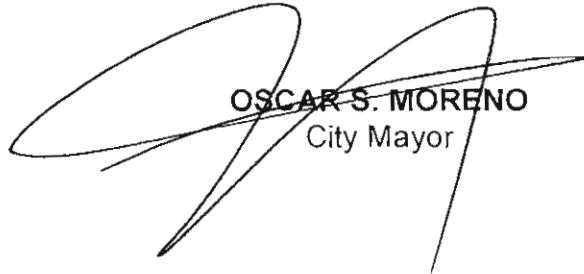
1st Indorsement
19 January 2017

Respectfully transmitted to The Honorable Members of the City Council through Hon. RAINEIR JOAQUIN V. UY, City Vice Mayor, this city, the herein letter of Mr. ROBERTINO E. PIZARRO, President, Cagayan de Oro Chamber of Commerce and Industry Foundation, Inc., dated 18 January 2017, requesting to move the deadline of the Business Permit Renewal to January 31, 2017, for the honorable body's appropriate action.

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY VICE MAYOR
CITY OF CAGAYAN DE ORO

RECEIVED

DATE: 1/19/2017
TIME: 2:40 PM.
BY: Amerson R. Lopez M.


OSCAR S. MORENO
City Mayor



ORO CHAMBER

Philippines' First Hall of Fame Most Outstanding Chamber
Member: Philippine Chamber of Commerce and Industry, Inc.

January 18, 2017

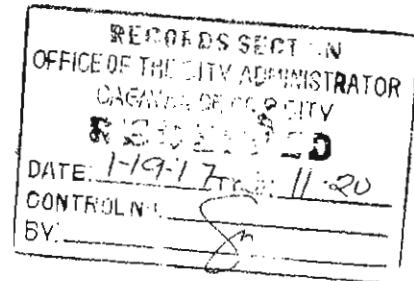
HON. OSCAR S. MORENO

City Mayor

Cagayan de Oro City

1st Flr, City Hall, Cagayan de Oro City,

Misamis Oriental, Philippines



Dear Mayor Moreno,

Warmest greetings from Oro Chamber!

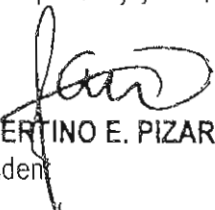
We are well aware of the efforts of the city in making it easier for taxpayers and businesses to renew their permits and pay taxes online. The business community of Cagayan de Oro laud the efforts of the honorable City Mayor and we hope that you continue to develop more programs that will streamline the most basic services of the City.

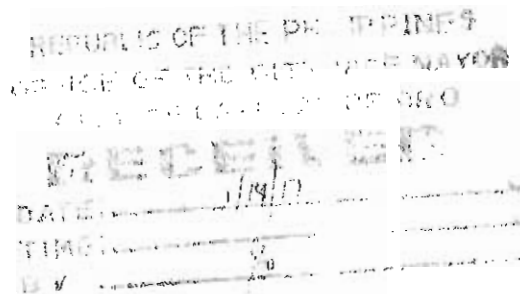
However, we have been getting complaints from some of our members that there might have been a presumptive increase on gross sales/receipts being imposed on businesses trying to renew their permits using the Electronic Online System. We are therefore requesting to assess and correct errors committed and that adjustments will be made upon presentation of the financial document in the 2nd quarter of the year.

On another matter, our City had been greatly affected by the recent weather disturbance, as such, many business are still closed or are in the process of coping up. Much more, there are some business owners who will find it hard to beat the January 20, 2017 deadline. As we are committed to be responsible business owners, instances like this would require understanding and empathy. We humbly request to move the deadline of Business Permit Renewal to January 31, 2017. We think that this will be enough time for the business community to act and do their duties to the city.

We are sincerely hoping for your favorable reply.

Very respectfully yours,


ROBERTINO E. PIZARRO
President



Cc: Hon. Ranier Joaquin V. Uy
City Council

Cc: Glenn C. Bañez
City Treasurer