



18th CITY COUNCIL

Cagayan de Oro

AGENDA



62th Regular Session
Monday / November 06, 2017
2:30 PM
Session Hall


HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



CAGAYAN DE ORO MARCH

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

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

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

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

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

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



Republic of the Philippines
CITY OF CAGAYAN DE ORO

OFFICE OF THE CITY COUNCIL
(088) 857-2258; 857-4029; 857-4032; 857-4035 / www.cdeo-sanggunian.online



November 3, 2017

THE HONORABLE MEMBERS

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

Gentlemen and Ladies:

Please be informed that the **62nd Regular Session** of the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro will be on **Monday, 6 November 2017** at **2:30 PM** at the Session Hall, Legislative Bldg., City Hall, this City.

Thank you very much.

Very truly yours,

ARTURO S. DE SAN MIGUEL
CITY SECRETARY

THE HONORABLE MEMBERS

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

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

**AGENDA OF THE 62ND REGULAR SESSION OF THE 18TH CITY
COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 6 NOVEMBER 2017**

Order of Business

- A. CALL TO ORDER BY THE HONORABLE CHAIR AND PRESIDING OFFICER**
- B. INVOCATION BY HONORABLE CITY COUNCILOR REUBEN R. DABA**
- C. SINGING OF THE NATIONAL ANTHEM**
- D. SINGING OF THE CAGAYAN DE ORO MARCH**
- E. ROLL CALL AND DETERMINATION OF QUORUM BY THE CITY SECRETARY**
- F. READING, CORRECTIONS, IF ANY, AND APPROVAL OF THE MINUTES OF THE PREVIOUS REGULAR SESSION ON OCTOBER 23, 2017
(SEE APPENDIX “A” / Pages 1-12)**
- G. AGENDA PROPER:**
 - 1) PROPOSED RESOLUTION NO. 2017-270-** endorsing with social acceptability the installation and operation of a Cell Site (5 Meters Wall-Mounted) Tower at VIP Hotel, Barangay No. 12, this City, by the Globe Telecom, Incorporated, represented by Mr. Glen C. Basa, Site Acquisition Officer of Jezka Construction Corporation, 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 No. 12 of a certification attesting that the signatories of the neighbor’s consent are actual residents of the barangay whose properties are adjoining the tower.
(SEE APPENDIX “B”/ Pages 13-33)

Invited: - Mr. Glen C. Basa, Site Acquisition Officer, Jezka Construction Corporation
 - Branch Manager, Globe Telecom, Cagayan de Oro City

Note: *Deferred during the 61st Regular Session on October 23, 2017 under Motion No. 23412-2017*

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated September 8, 2017
- Endorsement of the CLENRO dated September 8, 2017
- Inspection & Verification Report issued by CLENRO
- Official Receipt No. 3581948 (Admin Fines)
- Environmental Clearance
- Letter-Request of Mr. Glen Basa, JEZKA-Globe Contractor
- Vicinity Map/Titles (T-17721)
- Real Property Tax Clearance/Official Receipt
- N TC-Certificate of Public Convenience and Necessity from NTC
- Special Permit on Zoning issued by the CPDO
- DOH-Radiofrequency Radiation Evaluation on the Proposed Globe Telecom, Inc.

- Height Clearance issued by Civil Aviation Authority of the Philippines
- Barangay Clearance & Barangay Construction Clearance issued by Barangay No. 12
- Public Consultation/Hearing & Neighbors' Consent with Attendance
- Resolution No. 052-2016 of Barangay No. 12 (approving)
- DENR-EMB Certification
- Site Development Plan

COMMITTEE SPONSOR/S:

COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES - COUNCILOR ZALDY O. OCON, CHAIRMAN

COUNCILOR EDNA M. DAHINO, VICE CHAIR
COUNCILOR REUBEN R. DABA, MEMBER

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

- 2) (A) **PROPOSED ORDINANCE NO. 2017-150** - appropriating the sum of ₱1,176,000.00 from the “Continuing Appropriation for CY 2016 Non-Office-Land Acquisition/Appropriation” to be made available for the payment of the Capital Gains Tax (₱1,171,000.00) and Notarial Fee (₱5,000.00), of the Lot owned by Andres D. Duque Jr., covered under Lot No. 21317 CAD 369-D (OCT P-4365) located at Barangay Tablon, this City, which was acquired by the City under Ordinance No. 13262-2017 for use as site of the proposed District 2 Hospital, this City.
(SEE APPENDIX “C-A” / Pages 34-46)

Document/s on file:

- Ordinance No. 13262-2017
- Certificate of Availability of Funds issued on April 26, 2017
- Endorsement of the City Legal Office
- Intent to Sell
- Appraisal Report
- Signed MOA

- (B) **PROPOSED ORDINANCE NO. 2017-151** - appropriating the sum of ₱25,631,511.35 from the item: “Implementation of City Shelter Plan-Acquisition of 60 Hectares Land in the 2017 Annual Budget of the City Planning and Development Office” to be made available for the full payment of the claim for just compensation - ₱24,914,465.00 at ₱235/m², and for registration and documentation expenses - ₱717,046.35 of Lot 4, PCS-10-000893 under TCT No. T-62588 with an area of 106,019 square meters located at Barangay Lumbia, this City, and owned by Mr. Necito B. Rabanes (deceased), to be used for resettlement site/land banking purposes and for eco-park and other facilities; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.
(SEE APPENDIX “C-B” / Pages 47-73)

Document/s on file:

- Endorsements of the City Vice Mayor Raineir Joaquin V. Uy dated October 6, 2017, May 12, 2017 & April 19, 2017
- Letter of Mrs. Fe Rabanes dated September 11, 2017
- Endorsement of City Mayor Oscar S. Moreno dated April 19, 2017
- Certificate of Availability of Funds issued on April 19, 2017
- Endorsement of the City Legal Office dated April 6, 2017
- Appraisal Report
- Endorsement of the City Assessment Department dated May 25, 2017
- Certification issued by the City Engineer
- Endorsement of the City Planning & Development Office
- Site Evaluation Report, Parcel & Topographic Map

- *Consolidated Letters of CHUDD, City Engineer's Office, City Assessor's Office and City Legal Office*
- (C) **PROPOSED ORDINANCE NO. 2017-152** - appropriating the sum of ₱23,760,740.20 from the item: "Non-Office: Land Acquisition/Expropriation" in the 2017 Annual Budget to be made available for the full payment of the claim for just compensation (₱23,134,600.00) and for the registration and documentation expenses (₱626,140.20) of Lot Nos. 3161-A&C and with an area of 130,166 square meters located at Barangays Canitoan and Pagatpat, Cagayan de Oro City, and owned by Sps. Celestino Mercado & Martina D. Mercado, to be used for Resettlement Site; and for this purpose, authorizing the Honorable City Mayor to sign the Deed of Absolute Sale thereof.
(SEE APPENDIX "C-C" / Pages 74-87)

Document/s on file:

- *Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated February 2, 2017*
- *Endorsement of City Mayor Oscar S. Moreno dated February 1, 2017*
- *Certificate of Availability of Funds dated January 30, 2017*
- *LFC Resolution No. 005-2017*
- *Endorsement of the City Legal Office dated January 11, 2017*
- *Appraisal Report dated December 15, 2016*
- *Transfer Certificate of Title (No. 14367)*
- *Opinion from the City Legal Office dated June 30, 2017*
- *Certification issued by the City Legal Office dated August 15, 2017*
- *Certification issued by the City Engineer's Office dated June 19, 2017*
- *Subdivision Plan*

COMMITTEE SPONSOR/S:

COMMITTEE OF THE WHOLE

- 3) **PROPOSED ORDINANCE NO. 2017-153 (For Floor Discussion)** - regulating the travel of children or minors alone or unaccompanied by parents or guardians to and from Cagayan de Oro City without proper documentation in the manner specified herein, providing penalty for violation thereof, and for other purposes.
(SEE APPENDIX "D" / Pages 88-105)

Author: Councilor Edna M. Dahino

Document/s on file:

- *Opinion of the City Legal Office dated August 25, 2017*
- *Draft ordinance*
- *Attendance of the Public Hearing*

COMMITTEE SPONSOR/S:

COMMITTEE ON WOMEN AND FAMILY RELATIONS

- COUNCILOR EDNA M. DAHINO, CHAIRPERSON
- COUNCILOR NADYA EMANO-ELIPE, VICE CHAIR
- COUNCILOR MARIA LOURDES S. GAANE, MEMBER

COMMITTEE ON SPORTS & YOUTH DEVELOPMENT

- COUNCILOR JAY R. PASCUAL, CHAIRMAN

COMMITTEE ON LAWS AND RULES

- COUNCILOR IAN MARK Q. NACAYA, CHAIRMAN
- COUNCILOR GEORGE S. GOKING, MEMBER
- COUNCILOR ENRICO D. SALCEDO, MEMBER

- 4) (A) **PROPOSED RESOLUTION NO. 2017-283** – returning to the Barangay Council of Barangay No. 6, this City, its Ordinance No. 2, Series of 2017 covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX "E" / Pages 106-112)

- (B) **PROPOSED RESOLUTION NO. 2017-284** – returning to the Barangay Council of Barangay No. 7, this City, its Ordinance No. 008-2017, series of 2017 covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “F” / Pages 113-119)
- (C) **PROPOSED RESOLUTION NO. 2017-285** – returning to the Barangay Council of Barangay No. 10, this City, its Ordinance No. 017-001, Series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “G” / Pages 120-126)
- (D) **PROPOSED RESOLUTION NO. 2017-286** – returning to the Barangay Council of Barangay No. 13, this City, its Ordinance No. 002-2017, series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “H” / Pages 127-133)
- (E) **PROPOSED RESOLUTION NO. 2017-287** – returning to the Barangay Council of Barangay No. 19, this city, its Ordinance No. 2, series of 2017 covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “I” / Pages 134-140)
- (F) **PROPOSED RESOLUTION NO. 2017-288** – returning to the Barangay Council of Barangay No. 39, this City, its Ordinance No. 2, Series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “L” / Pages 141-147)
- (G) **PROPOSED RESOLUTION NO. 2017-289** – returning to the Barangay Council of Agusan, this City, its Ordinance No. 02, S. 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “K” / Pages 148-154)
- (H) **PROPOSED RESOLUTION NO. 2017-290** – returning to the Barangay Council of Bayabas, this city, its Ordinance No. 02-17, series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “N” / Pages 155-162)

- (I) **PROPOSED RESOLUTION NO. 2017-291** – returning to the Barangay Council of Bugo, this city, its Ordinance No. 003, series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “M” / Pages 163-170)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy
- Technical Review Analysis Sheets by the LFC
- Ordinance No. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 017-001, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S of 2017 of Barangay Agusan
- Ordinance No. 02-17, series of 2017 of Barangay Bayabas
- Ordinance No. 003, series of 2017 of Barangay Bugo

COMMITTEE SPONSOR/S:

COMMITTEE ON **BARANGAY AFFAIRS**

-

COUNCILOR YAN LAM S. LIM, CHAIRMAN
COUNCILOR TEODULFO E. LAO, JR., VICE CHAIR
COUNCILOR ENRICO D. SALCEDO, MEMBER
COUNCILOR JAY R. PASCUAL, MEMBER
COUNCILOR MARIA LOURDES S. GAANE, MEMBER
COUNCILOR LEON D. GAN, JR., EX-OFFICIO MEMBER

COMMITTEE ON **LAWS AND RULES**

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COUNCILOR IAN MARK Q. NACAYA, CHAIRMAN
COUNCILOR GEORGE S. GOKING, MEMBER
COUNCILOR ENRICO D. SALCEDO, MEMBER

- 5) (A) **PROPOSED RESOLUTION NO. 2017-292** – returning to the Barangay Council of Barangay No. 14, this City, its Ordinance No. 003, Series of 2017, covering its Supplemental Budget No. 2 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “N” / Pages 171-176)

- B) **PROPOSED RESOLUTION NO. 2017-293** – returning to the Barangay Council of Pagatpat, this City, its Ordinance No. 002, Series of 2017, covering its Supplemental Budget No. 2 for CY 2017, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX “O” / Pages 177-183)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated July 28, 2017
- Technical Review Analysis Sheet by the LFC (SB#2)
- Ordinance No. 003, series of 2017 of Barangay No. 14
- Ordinance No. 002, series of 2017 of Barangay Pagatpat

COMMITTEE SPONSOR/S:

COMMITTEE ON **BARANGAY AFFAIRS**

-

COUNCILOR YAN LAM S. LIM, CHAIRMAN
COUNCILOR TEODULFO E. LAO, JR., VICE CHAIR
COUNCILOR ENRICO D. SALCEDO, MEMBER
COUNCILOR JAY R. PASCUAL, MEMBER
COUNCILOR MARIA LOURDES S. GAANE, MEMBER
COUNCILOR LEON D. GAN, JR., EX-OFFICIO MEMBER

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR IAN MARK Q. NACAYA, CHAIRMAN
- COUNCILOR GEORGE S. GOKING, MEMBER
COUNCILOR ENRICO D. SALCEDO, MEMBER

- 6) PROPOSED ORDINANCE NO. 2017-154** - authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Collection and Remittance Agreement (MOA) with the Philippine Health Insurance Corporation (PhilHealth), represented by its President and CEO Ramon Aristoza, Jr., governing the City's Accreditation as PhilHealth Accredited Collecting Agent (ACA), under the terms and conditions stated therein.
(SEE APPENDIX "P" / Pages 184-200)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated February 22, 2017
- Endorsement of the City Mayor Oscar S. Moreno dated February 21, 2017
- Endorsement of the City Budget Officer dated July 20, 2017
- Endorsement of the City Legal Officer dated September 6, 2017
- Draft Agreement

COMMITTEE SPONSOR/S:

COMMITTEE ON **HEALTH, SANITATION AND HEALTH INSURANCE**

- COUNCILOR MARIA LOURDES S. GAANE,
- CHAIRPERSON
COUNCILOR SUZETTE G. MAGTAJAS-DABA, MEMBER

COMMITTEE ON **WAYS AND MEANS**

COUNCILOR GEORGE S. GOKING, CHAIRMAN
COUNCILOR ROMEO V. CALIZO, MEMBER
COUNCILOR DOMETILO C. ACENAS, JR., MEMBER
COUNCILOR REUBEN R. DABA, MEMBER

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR IAN MARK Q. NACAYA, CHAIRMAN
- COUNCILOR GEORGE S. GOKING, MEMBER
COUNCILOR ENRICO D. SALCEDO, MEMBER

- (7) PROPOSED ORDINANCE NO. 2017-155** - authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement with the Department of Public Works and Highways (DPWH), represented by Engr. Yolanda T. Egam, District Engineer – DPWH 1st District, and with the Department of Interior and Local Government (DILG), represented by Regional Director Arnel M. Agabe, covering the implementation of the herein mentioned projects funded under the Special Local Road Fund (SLRF) CY 2017, under the terms and conditions stated in the pro-forma MOA submitted to this body, to wit:

<i>Name of Project</i>	<i>Amount (PhP)</i>
1) Rehabilitation plus Improvement of Barangay Tignapoloan Road	2,800,000.00
2) Rehabilitation plus Improvement of Pagatpat-Camarahan Road	3,000,000.00
3) Safety Projects of Bayabas to NHA Road (Restituto St.)	2,999,972.00
Total	8,799,972.00

(SEE APPENDIX "Q" / Pages 201-211)

Document/s on file:

- Endorsement of the City Vice Mayor Raineir Joaquin V. Uy dated October 20, 2017
- Letter of City Mayor Oscar S. Moreno dated October 18, 2017
- Letters of the City Engineer's Office dated October 13, 2017 & October 5, 2017
- Opinion of the City Legal Office dated October 9, 2017
- Pro-forma MOA

COMMITTEE SPONSOR/S:

COMMITTEE OF THE WHOLE

**MINUTES OF THE 61ST REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 23 OCTOBER 2017**

City Vice Mayor **RAINEIR JOAQUIN V. UY**, Presiding Officer, called the session to order at exactly 3:22 P.M.

The members present were the following:

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

First District:

- City Councilor **LORDAN G. SUAN**
- City Councilor **EDNA M. DAHINO**
- City Councilor **JAY R. PASCUAL**
- City Councilor **ROMEO V. CALIZO**
- City Councilor **GEORGE S. GOKING**
- City Councilor **ANNIE Y. DABA**
- City Councilor **REUBEN R. DABA**

Second District:

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

Ex-Officio Member:

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

On Leave:

- City Councilor **ZALDY O. OCON**, PRESIDING OFFICER PROTEMPORE

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

A. ON MINUTES OF THE 60TH REGULAR SESSION ON OCTOBER 18, 2017

MOTION NO. 23410-2017

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE 60TH REGULAR SESSION ON OCTOBER 18, 2017 AND TO CONSIDER THE FURNISHING OF THE COPIES THEREOF TO EACH MEMBER AS THE READING ITSELF

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

MOTION NO. 23411-2017

MOTION TO APPROVE THE MINUTES OF THE 60TH REGULAR SESSION ON OCTOBER 18, 2017

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

B. SPECIAL REPORT

- i. Councilor Enrico D. Salcedo reported about the contract entered into by the COWD with Metro Pacific covering Bulk Water Supply, which he feared might result in an increase in the water rates, among other things.

Action taken: The report was referred to the Committee of the Whole with the Committee on Public Utilities as the lead committee thereof even as the body adopted Resolution Nos. 12833-2017, 12834-2017 and 12835-2017.

C. ON MINUTES OF THE 61ST REGULAR SESSION ON OCTOBER 23, 2017

MOTION NO. 23412-2017

MOTION TO DEFER ACTION ON PROPOSED RESOLUTION NO. 2017-270, "ENDORISING WITH SOCIAL ACCEPTABILITY THE INSTALLATION AND OPERATION OF A CELL SITE (5 METERS WALL-MOUNTED) TOWER AT VIP HOTEL, BARANGAY NO. 12, THIS CITY, BY THE GLOBE TELECOM, INCORPORATED, REPRESENTED BY MR. GLEN C. BASA, SITE ACQUISITION OFFICER OF JEZKA CONSTRUCTION CORPORATION, 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 NO. 12 OF A CERTIFICATION ATTESTING THAT THE SIGNATORIES OF THE NEIGHBOR'S CONSENT ARE ACTUAL RESIDENTS OF THE BARANGAY WHOSE PROPERTIES ARE ADJOINING THE TOWER", AND TO INVITE THE GLOBE MANAGEMENT AND MR. GLEN BASA IN THE NEXT REGULAR SESSION TO ANSWER SOME QUERIES, IN AID OF LEGISLTION, PERTINENT TO THE OPERATION OF GLOBE TELECOM IN THE CITY

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

ORDINANCE NO. 13318-2017

AN ORDINANCE AUTHORIZING MR. RAMON ANTONIO R. MENDOZA, ASSISTANT CITY TREASURER FOR OPERATIONS, IN-CHARGE OF OFFICE, CITY FINANCE DEPARTMENT, THIS CITY, TO OPEN AN ACCOUNT WITH THE LAND BANK OF THE PHILIPPINES –CAPISTRANO BRANCH COVERING THE IMPLEMENTATION OF AUTO-CREDIT PAYMENT SCHEME (ACPS) FOR ALL HEALTH CARE INSTITUTIONS, E.G., BARANGAY HEALTH CENTERS AND THE CITY HEALTH OFFICE, PURSUANT TO PHILHEALTH CIRCULAR NO. 2017-0020

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

MOTION NO. 23413-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13318-2017**

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

RESOLUTION NO. 12824-2017

RESOLUTION COMMENDING THE CAGAYAN DE ORO FIRE DEPARTMENT (COFD) FOR RATIONING WATER IN THE DIFFERENT BARANGAYS IN DISTRICT 1, THIS CITY, USING ITS FIRE TRUCKS IN VIEW OF THE SHORTAGE OF WATER SUPPLY THEREAT

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

RESOLUTION NO. 12825-2017

RESOLUTION COMMENDING THE CAGAYAN DE ORO VOLUNTEER FIRE BRIGADE, INC., FOR RATIONING WATER IN THE DIFFERENT BARANGAYS IN DISTRICT 1, THIS CITY, USING ITS FIRE TRUCKS IN VIEW OF THE SHORTAGE OF WATER SUPPLY THEREAT

*Proponents: Councilor Ian Mark Q. Nacaya
Councilor George S. Goking*

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

MOTION NO. 23414-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12824-2017 & RESOLUTION NO. 12825-2017**

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

RESOLUTION NO. 12826-2017

RESOLUTION SUSPENDING THE REGULAR SESSION SCHEDULED ON OCTOBER 30, 2017 INCLUDING COMMITTEE MEETINGS OF THE CITY COUNCIL IN OBSERVANCE OF ALL SAINTS DAY AND ALL SOULS DAY ON OCTOBER 31, 2017 AND NOVEMBER 1, 2017, RESPECTIVELY

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

MOTION NO. 23415-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12826-2017**

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

*At this juncture, Councilor Edna M. Dahino
was out of the Session Hall.*

ORDINANCE NO. 13319-2017

AN ORDINANCE AMENDING SECTION 6(B) OF ORDINANCE NO. 13178-2016, OTHERWISE KNOWN AS THE COMPREHENSIVE SOCIALIZED HOUSING PROGRAM, SO AS TO EXCLUDE THE MACANHAN RELOCATION PROJECT (MRP) IN BARANGAY CARMEN, THIS CITY, FROM THE REPAYMENT SCHEME BASED ON THE ACQUISITION COST/VALUE OF THE LOT AS PROVIDED

THEREIN; AND IN LIEU THEREOF, TO ADOPT THE PREVIOUS MRP PRICE PER SQUARE METER AS SPECIFIED HEREIN

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

In Favor

- 1st District: - Councilor Romeo V. Calizo - Councilor Jay R. Pascual
 - Councilor George S. Goking
 - Councilor Reuben R. Daba - Councilor Annie Y. Daba
 2nd District: - Councilor Maria Lourdes S. - Councilor Ian Mark Q. Nacaya
 Gaane
 - Councilor Teodulfo E. Lao, - Councilor Suzette G.
 Jr. Magtajas-Daba
 - Councilor Enrico D. Salcedo

Against: - Councilor Leon D. Gan, Jr. - Councilor Nadya Emano-Elipe

Abstained: - Councilor Lordan G. Suan
 - Councilor Yan Lam S. Lim - Councilor Dometilo C.
 Acenas, Jr.

Out of Session Hall: - Councilor Edna M. Dahino

On Leave: - Councilor Zaldy O. Ocon

MOTION NO. 23416-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13319-2017**

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

MOTION NO. 23417-2017

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

- 6) **PROPOSED ORDINANCE NO. 2017-149** – authorizing Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement with the Philippine Business for the Environment (PBE), covering the implementation of the Sustainable Mobility Project (SMP) in Cagayan de Oro City.

Note: Certified urgent by City Mayor Oscar S. Moreno

- 7) **PROPOSED RESOLUTION NO. 2017-274** – returning to the **Barangay Council of Pagalungan** its Appropriation Ordinance No. 014, Series of 2017, covering its Annual Budget for CY 2017, with the information that said ordinance is in order and therefore maybe given force and effect as of the date for its effectivity.
- 8) **PROPOSED RESOLUTION NO. 2017-275** – returning to the **Barangay Council of Barangay 29** its Appropriation Ordinance No. 03, Series of 2017, covering its Annual Budget for CY 2017, with the information that said ordinance is in order and therefore the same maybe given force and effect as of the date for its effectivity.
- 9) **PROPOSED RESOLUTION NO. 2017-276** – returning to the **Barangay Council of Camaman-an** its Appropriation Ordinance No. 111, Series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said ordinance is in

order and therefore the same maybe given force and effect as of the date for its effectivity.

- 10) PROPOSED RESOLUTION NO. 2017-277** – returning to the **Barangay Council of Barangay 24** its Appropriation Ordinance No. 02, Series of 2017, covering its Supplemental Budget No. 1 for CY 2017, with the information that said ordinance is in order and therefore the same maybe given force and effect as of the date for its effectivity.
- 11) PROPOSED RESOLUTION NO. 2017-278** – declaring November 12-18, 2017 as National ICT Confederation of the Philippines (NICP) Week in Cagayan de Oro City on the occasion of the 9th NICP ICT Summit to be held at Limketkai, this City, on November 16-17, 2017 to be hosted by the Cagayan de Oro ICT Business Council.

Proponent: Councilor George S. Goking

- 12) PROPOSED RESOLUTION NO. 2017-279** – indorsing and/or interposing no objection to the establishment and operation of a cockpit at Zone 2, Barangay Pagatpat, this City, by the Canitoan-Pagatpat Cockers Association (CPCA), *Provided*, That all laws, ordinances, rules and regulations applicable thereto shall be complied with.
- 13) A. PROPOSED RESOLUTION NO. 2017-280** – requesting the Cagayan de Oro Water District (COWD) to furnish the City Council of Cagayan de Oro a copy of the contract between COWD and the Metro Pacific.
- B. PROPOSED RESOLUTION NO. 2017-281** – requesting the Commission on Audit (COA) for a copy of its Audit Report regarding the contract between COWD and Rio Verdi.
- C. PROPOSED RESOLUTION NO. 2017-282** – requesting the Commission on Audit (COA) to review and conduct further study regarding the contract between the COWD and the Metro Pacific.

Proponent: Councilor Enrico D. Salcedo

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

ORDINANCE NO. 13320-2017

AN ORDINANCE AUTHORIZING HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT WITH THE PHILIPPINE BUSINESS FOR THE ENVIRONMENT (PBE), COVERING THE IMPLEMENTATION OF THE SUSTAINABLE MOBILITY PROJECT (SMP) IN CAGAYAN DE ORO CITY

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

MOTION NO. 23418-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13320-2017**

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

*At this juncture, Councilor Edna M. Dahino
was back at the Session Hall*

RESOLUTION NO. 12827-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **PAGALUNGAN** ITS APPROPRIATION ORDINANCE NO. 014, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 2017, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE MAYBE GIVEN FORCE AND EFFECT AS OF THE DATE FOR ITS EFFECTIVITY.

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

RESOLUTION NO. 12828-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY 29** ITS APPROPRIATION ORDINANCE NO. 03, SERIES OF 2017, COVERING ITS ANNUAL BUDGET FOR CY 2017, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAYBE GIVEN FORCE AND EFFECT AS OF THE DATE FOR ITS EFFECTIVITY.

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

RESOLUTION NO. 12829-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **CAMAMAN-AN** ITS APPROPRIATION ORDINANCE NO. 111, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAYBE GIVEN FORCE AND EFFECT AS OF THE DATE FOR ITS EFFECTIVITY

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

RESOLUTION NO. 12830-2017

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY 24** ITS APPROPRIATION ORDINANCE NO. 02, SERIES OF 2017, COVERING ITS SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAYBE GIVEN FORCE AND EFFECT AS OF THE DATE FOR ITS EFFECTIVITY.

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

MOTION NO. 23419-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12827-2017, RESOLUTION NO. 12828-2017, RESOLUTION NO. 12829-2017 & RESOLUTION NO. 12830-2017.**

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

RESOLUTION NO. 12831-2017

RESOLUTION DECLARING NOVEMBER 12-18, 2017 AS **NATIONAL ICT CONFEDERATION OF THE PHILIPPINES (NICP) WEEK** IN CAGAYAN DE ORO CITY ON THE OCCASION OF THE 9TH NICP ICT SUMMIT TO BE HELD AT LIMKETKAI, THIS CITY, ON NOVEMBER 16-17, 2017 TO BE HOSTED BY THE CAGAYAN DE ORO ICT BUSINESS COUNCIL

Proponent: Councilor George S. Goking

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

MOTION NO. 23420-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12831-2017**

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

RESOLUTION NO. 12832-2017

RESOLUTION INDORSING AND/OR INTERPOSING NO OBJECTION TO THE ESTABLISHMENT AND OPERATION OF A COCKPIT AT ZONE 2, BARANGAY PAGATPAT, THIS CITY, BY THE CANITOAN-PAGATPAT COCKERS ASSOCIATION (CPCA); PROVIDED, THAT ALL LAWS, ORDINANCES, RULES AND REGULATIONS APPLICABLE THERETO SHALL BE COMPLIED WITH

Moved by Councilor Ian Mark Q. Nacaya, duly seconded by Councilors Jay R. Pascual, Reuben R. Daba & George S. Goking, with Councilors Edna M. Dahino, Lordan G. Suan, Leon D. Gan, Jr. & Nadya Emano-Elipe abstaining, UNANIMOUSLY CARRIED.

MOTION NO. 23421-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12832-2017**

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

RESOLUTION NO. 12833-2017

RESOLUTION REQUESTING THE CAGAYAN DE ORO WATER DISTRICT (COWD) TO FURNISH THE CITY COUNCIL OF CAGAYAN DE ORO A COPY OF THE CONTRACT BETWEEN COWD AND THE METRO PACIFIC

Proponent: Councilor Enrico D. Salcedo

Moved by Councilor Enrico D. Salcedo, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual & Annie Y. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12834-2017

RESOLUTION REQUESTING THE COMMISSION ON AUDIT (COA) FOR A COPY OF ITS AUDIT REPORT REGARDING THE CONTRACT BETWEEN COWD AND RIO VERDE

Proponent: Councilor Enrico D. Salcedo

Moved by Councilor Enrico D. Salcedo, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual & Annie Y. Daba, UNANIMOUSLY CARRIED.

RESOLUTION NO. 12835-2017

RESOLUTION REQUESTING THE COMMISSION ON AUDIT (COA) TO REVIEW AND CONDUCT FURTHER STUDY REGARDING THE CONTRACT BETWEEN THE COWD AND THE METRO PACIFIC

Proponent: Councilor Enrico D. Salcedo

Moved by Councilor Enrico D. Salcedo, duly seconded by Councilors Teodulfo E. Lao, Jr., Jay R. Pascual & Annie Y. Daba, UNANIMOUSLY CARRIED.

MOTION NO. 23422-2017

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 12833-2017, RESOLUTION NO. 12834-2017 & RESOLUTION NO. 12835-2017**

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

MOTION NO. 23423-2017

MOTION TO ADJOURN THE 61ST REGULAR SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON OCTOBER 23, 2017

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

The session adjourned at 4:25 PM, October 23, 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



OFFICE OF THE CITY COUNCIL

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

ORDINANCE NO. 13318-2017

AN ORDINANCE AUTHORIZING MR. RAMON ANTONIO R. MENDOZA, ASSISTANT CITY TREASURER FOR OPERATIONS, IN-CHARGE OF OFFICE, CITY FINANCE DEPARTMENT, THIS CITY, TO OPEN AN ACCOUNT WITH THE LAND BANK OF THE PHILIPPINES –CAPISTRANO BRANCH COVERING THE IMPLEMENTATION OF AUTO-CREDIT PAYMENT SCHEME (ACPS) FOR ALL HEALTH CARE INSTITUTIONS, E.G., BARANGAY HEALTH CENTERS AND THE CITY HEALTH OFFICE, PURSUANT TO PHILHEALTH CIRCULAR NO. 2017-0020

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

SECTION 1. - Mr. Ramon Antonio R. Mendoza, Assistant City Treasurer for Operations, In-Charge of Office, City Finance Department, this City, is hereby authorized to open an account with the Land Bank of the Philippines –Capistrano Branch covering the implementation of Auto-Credit Payment Scheme (ACPS) for all Health Care Institutions, e.g., Barangay Health Centers and the City Health Office, pursuant to PhilHealth Circular No. 2017-0020.

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

UNANIMOUSLY APPROVED.

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

ENACTED this 23rd day of October 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
CITY ADMINISTRATOR



OFFICE OF THE CITY COUNCIL

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

ORDINANCE NO. 13319-2017

AN ORDINANCE AMENDING SECTION 6(b) OF ORDINANCE NO. 13178-2016, OTHERWISE KNOWN AS THE COMPREHENSIVE SOCIALIZED HOUSING PROGRAM OF 2016, SO AS TO EXCLUDE THE MACANHAN RELOCATION PROJECT (MRP) IN BARANGAY CARMEN, THIS CITY, FROM THE REPAYMENT SCHEME BASED ON THE ACQUISITION COST/VALUE OF THE LOT AS PROVIDED THEREIN; AND IN LIEU THEREOF, TO ADOPT THE PREVIOUS MRP PRICE PER SQUARE METER AS SPECIFIED HEREIN

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

SECTION 1. Section 6(b) of Ordinance No. 13178-2016, otherwise known as the Comprehensive Socialized Housing Program of 2016, is hereby amended so as to exclude the Macanhan Relocation Project (MRP) in Barangay Carmen, this City, from the repayment scheme based on the acquisition cost/value of the lot as provided therein; and in lieu thereof, to adopt the previous MRP price per square meter as specified herein, to read in full as follows:

“x-x-x

‘SECTION 6. – PROHIBITIONS AND LIMITATIONS:

‘x-x-x

- ‘b. Final transfer of ownership shall be made upon execution of Deed of Sale and upon full payment of the acquisition cost corresponding to the awarded area, except for Lot 3817 and Lot 3818 used as Macanhan Relocation Project (MRP) wherein the previous MRP price per square meter thereof is hereby adopted and the said project is hereby exempted from charging its acquisition cost, to wit:

<u>‘Category</u>	<u>Unit Cost/m²</u>	<u>Price Differential</u>	<u>Selling Price/m²</u>
I	₱ 130.36	0%	₱ 130.36
II	130.36	10%	143.30
III	130.36	15%	149.91
IV	130.36	20%	156.43

‘Description of Lot Category:

- ‘I - interior lots along the foot path
‘II - interior lots along alleys accessible to vehicles or 6.5-meter road
‘III - interior lots along the secondary (or 10.0-meter) road
‘IV - prime lot/s along the major (or 15.0-meter) road

‘For this purpose, the City Mayor is hereby authorized to sign the corresponding Deed/s of Sale in favor of the qualified beneficiaries/awardees.

‘x-x-x”



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



Page 2 of 2 of Ordinance No. 13319-2017

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

CARRIED BY MAJORITY.

In Favor

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

ENACTED this 23rd day of October 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
CITY ADMINISTRATOR



OFFICE OF THE CITY COUNCIL

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

October 30, 2017

THE MANAGER

Globe Telecom, Inc.-Cagayan de Oro
Limketkai Center
Cagayan de Oro City

Dear Sir/Madam:

Acting upon the instruction of the City Council, may I cordially invite your kind self to attend its Regular Session on Monday, 6 November 2017 at 2:30 in the afternoon, at the City Council Session Hall, Legislative Building, City Hall Compound, to answer queries, in aid of legislation, from the members thereof regarding the continuing public's complaint, among other issues, on the poor internet signal of Globe despite the construction of several cell sites in the City. This is likewise in connection to your/Globe's application for social acceptability for the installation and operation of a Cell Site (5 Meters Wall-Mounted) Tower at VIP Hotel, Barangay No. 12, this City, which is now pending for approval in the plenary session of the august body.

Hoping that you will give this invitation your kind preferential action.

Thank you very much.

Very truly yours,

ARTURO S. DE SAN MIGUEL
City Council Secretary

Rec'd:

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 endorsing with social acceptability the installation and operation of a Cell Site (5 Meters Wall Mounted) Tower at VIP Hotel, Barangay No. 12, this City, by the Globe Telecom, Incorporated, represented by Mr. Glen C. Basa, Site Acquisition Office of Jezka Construction Corporation, 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 No. 12 of a certification attesting that the signatories of the neighbor's consent are actual residents of the barangay whose properties are adjoining the tower.

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: Oct 20, 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



Communication Number: 2017-1023

Date: 09/09/2017

Receiver: JESSAMINE

From: CLENRO

Subject: APPLICATION FOR ISSUANCE OF A SOCIAL ACCEPTABILITY CERTIFICATION OF GLOBE TELECOM, INC., REPRESENTED BY: GLEN BASA, FOR THE PROPOSED ESTABLISHMENT AND OPERATION OF A GLOBE TELECOM CELL SITE TOWER (5 METERS WALL MOUNTED) VIP HOTEL AT BARANGAY 12, 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: October 18, 2017 (Perusal)

Recommending for Approval: Committee on Laws and Rules

HON. TALDY O. OCON
Chairperson

HON. GEORGE S. GOKING
Member

HON. ROMEO V. CALIZO
Member

HON. EDNA M. DAHINO
Vice Chairperson

HON. REUBEN R. DABA
Member

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: SEPTEMBER 8, 2017

FROM: CLENRO

SUBJECT MATTER: APPLICATION FOR ISSUANCE OF A SOCIAL ACCEPTABILITY CERTIFICATION OF GLOBE TELECOM, INC., REPRESENTED BY: GLEN BASA, FOR THE PROPOSED ESTABLISHMENT AND OPERATION OF A GLOBE TELECOM CELL SITE TOWER (5 METERS WALL MOUNTED) VIP HOTEL AT BARANGAY 12, 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

September 8, 2017

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 GLOBE TELECOM INC. Represented by: GLEN BASA, for the proposed establishment and operation of a GLOBE TELECOM Cell Site Tower(5 meters Wall-Mounted) VIP Hotel at Barangay 12, this City.

Please be informed that the herein application as per evaluation of CLENRO was recommended for an Administrative Fine of FIFTY THOUSAND PESOS (PHP 50,000.00) for Violation of Section 3 City Ordinance 9119-2004.

Hereto enclosed (in One Folder) are the following pertinent documents relative to this application, to include:

- i. Order of Payment issued by the City Local Environment and Natural Resources Office (CLENRO) for payment of an Administrative Fine amounting to FIFTY THOUSAND PESOS (PHP 50,000.00) for JESKA/TRES MUJERES/GLEN BASA
- ii. Official Receipt (OR) **CDO 3581948 A** dated September 4, 2017 with an amount of FIFTY THOUSAND PESOS (PHP 50,000.00) as proof of payment of the penalty and Order of Payment issued by the CLENRO.

For the Committee's further deliberation.

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY COUNCILOR
Date Received: **SEP - 8 2017** me:
By: No.

EDWIN I. I AEL, MPA
OID-CLENRO

INSPECTION AND FIELD VERIFICATION REPORT

Proponent : GLOBE TELECOM INC.
Represented by: Glen Basa
Project : Cell Site Tower(5 meters Wall-Mounted)
Location : VIP Hotel,Barangay 12, Cagayan de Oro City
Date of Inspection : August 31, 2017

Field Verification and Supporting Documents		Remarks
✓	Letter of Intent	Attached
✓	Vicinity Map/	Attached
✓	Site Development Plan	Attached
✓	Proof of Ownership with lease contract	FCT-T-17721
✓	CPCN from National Telecom Commission	Attached
✓	Special Permit from CPDO	Attached
✓	Radiation Protection and Evaluation Report from Department of Health	Attached
✓	Height Clearance from Air Transportation (ATO)	Attached
✓	Barangay Council Resolution	Bargy. 12 Resolution No. 052-2016
✓	Barangay Construction Clearance	Attached
✓	Certification for Structural Stability of the Building (if on top of the building) from structural Engineer or from OBO	Attached
✓	Bill of Materials	Attached
✓	ECC/CNC from DENR-X	CNC-OL R10-2016-05-06486

Findings:

Construction Status : Installed and Operational

Imposition of **Penalty in the amount of Php. 50,000.00** in violation to **Section 3 City Ordinance # 9119 -2004.**

Payment Order was issued by the CLENRO and correspondingly the Proponent Globe Telecom paid the Penalty at the City Treasurer's Office with **O.R. number 3581948 dated September 4,2017.**

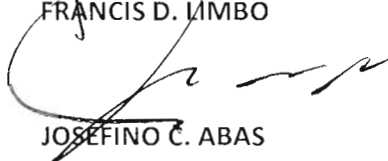
Republic of the Philippines
City Local Environment and Natural Resources Office
Cagayan de Oro City

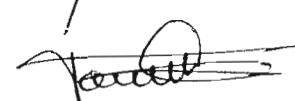
Recommendation:

Considering that the herein proponent has complied with the requirements set forth pursuant to City Ordinance #9119-2004, the proponent has submitted the documents as required and found to be in order.

The application of **GLOBE TELECOM INC.** *Represented by Glen Basa*, for issuance of a Social Acceptability Certification of a **CELL SITE TOWER(5Meter Wall-Mounted)** at VIP Hotel, Barangay 12, this City, is for favorable consideration, subject to strict compliance on existing Laws, Rules and City Ordinance and Policies applicable thereto.

Inspected by:


FRANCIS D. LIMBO

JOSEFINO C. ABAS


MICHEL U. SALVA

FLORANTE C. LABIANO

Noted by:


BENJAMIN D. SALVADOR
Supervising Environmental Management Specialist
Chief, Environmental Management Division



929.17

EDWIN I. DAEL
OIC-CLENRO

Thru: **BENJAMIN D. SALVADOR**
Chief Environmental Management Division
Cagayan de Oro City

Subject: **REQUEST FOR ENVIRONMENTAL CLEARANCE**

SIR/MA'AM:

GLOBE TELECOM INC. will soon embarks its Cellular Mobile Telephone Services (**CMTS**) Expansion Project employing the state of the art technology, the Global System for Mobile Communication (**GSM**)

In this regard, we are respectfully seeking your assistance to let **GLOBE** be allowed to construct, install, maintain and operate in this city which is a requirement in order to secure all related permits and clearances.

Located at Don Apolinar Velez st-C. Pacana st Barangay 12, Cagayan De Oro City.

This project when completed will definitely translate into improved **telecommunication services** available for utilization of the local residents, tourists and business community.

We would appreciate your favorable action in this matter and we look forward in making available **Digital Mobile Phone** services at the soonest possible time.


GLEN C. BASA

Site Acquisition Officer

JEZKA/TRES MUJERES

GLOBE PROJECT MINDANAO AREA

Cell No. 09163876394

09077845300

GLENRO
RECEIVED
DATE: <u>05.04.17</u>
TIME: <u>11:15 A.M.</u>
CONTROL NO: _____
BY: <u>ME</u>

RECEIVED BY: _____

DATE: _____

CONTACT NUMBER: _____



AUTHORIZATION

This is to authorize **JEZKA CONSTRUCTION CORP.**, duly authorized subcontractor of GLOBE TELECOMS INC., thru **HUAWEI TECHNOLOGIES PHILIPPINES INC.** to apply, process/sign, follow-up, secure/claim or cause the issuance of necessary permits, consent, HOA & Barangay Clearances, as well as Locational Clearance, Building Permits, Electrical Permit/Connections, Mechanical Permit, ECC and other necessary permit from Government entries for the construction, installation and eventual operation of Globe Zeal - FTK Project outdoor Cell sites project of **GLOBE TELECOMS INC.**, including signing of the required application forms.

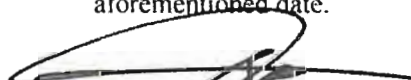
Further, JEZKA CONSTRUCTION CORP. are authorize to secure and process the necessary property documents, such as Transfer Certificate of Title, Tax Declaration, Tax Clearance/Receipts, Cadastral Map or Tax Mapping, Affidavits, Deed of Absolute Sale and other similar documents/papers, as well as to negotiate with the terms and conditions of the Lease Agreement JEZKA CONSTRUCTION CORP. is being represented below:

1. Glen Basa

It is understood that appropriate coordination in securing the said permits/clearance/documents shall be made by the above-mentioned person.

This authorization-issued this 13th of May 2016 at Globe Telecoms Office 7th floor, Abreeza Mall, Davao City and is valid until 23th of December.

Under no other circumstances should this authorization be honored by any other party beyond the aforementioned date.


Noel Terfille
SAO Head
Globe Telecom Inc.



ENVIRONMENTAL CLEARANCE

Date issued : September 8, 2017
Validity : December 31, 2017
Proponent : **GLOBE TELECOM INC.**
Represented by: GLEN BASA - Site Acquisition Officer
Project : Cell-Site Tower (5 Meters Wall-Mounted)
Location : VIP Hotel Brgy. 12, 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 Globe Telecom, Inc.
2. That the Contractor and Management of Globe Telecom must comply and adhere to the provisions of City Ordinance # 9119-2004.
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 Globe Telecom 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. The proponent shall support all Environmental Programs of the City Government, as carried out by the CLENRO.
7. Any other construction or installation contrary to the specifications of this particular project is not authorized by this issued Clearance, hence, for such purpose the necessary Building Permit from the City Building Office is required.
8. Non - Renewal of this Clearance upon the date of Expiry will cause for the Stoppage and Closure of the above - stated Globe Cell Site Tower.
9. Complaints of any violations filed before this office and found to have sufficient legal grounds, as verified and assessed shall be subject to the Cancellation, Revocation or Suspension of its Permit.
10. In the interest of Public Safety and General Welfare, non-compliance of the herein set of conditions or as the need arises shall cause the Stoppage/Cease of the operation.

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

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:


GLEN BASA

Site Acquisition Officer

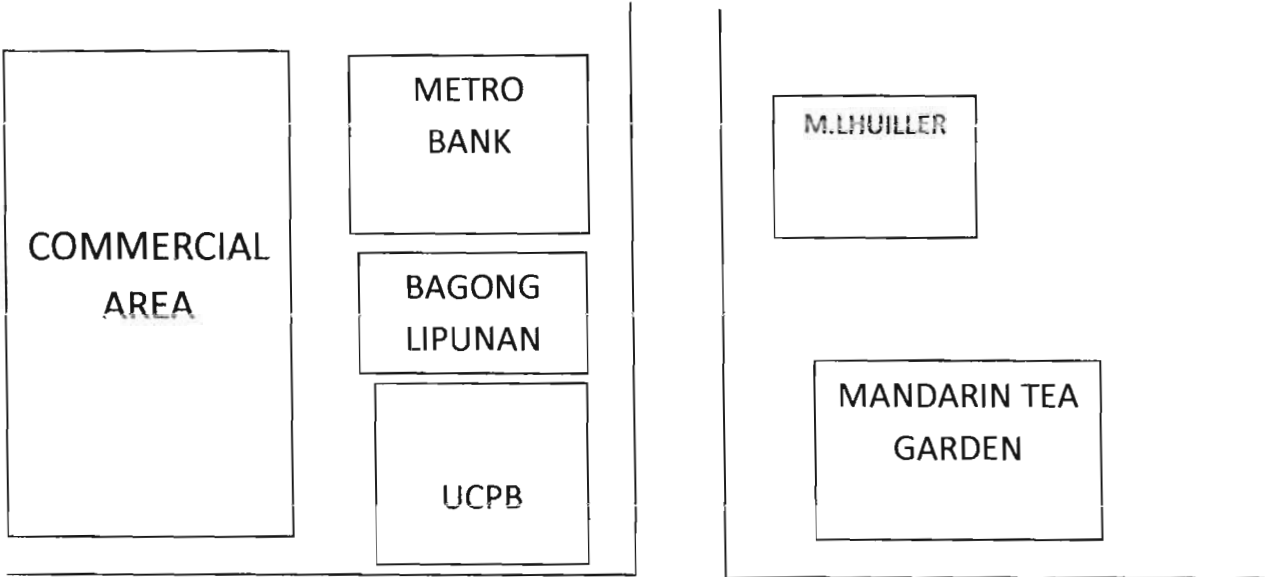
O.R #

Date Issued

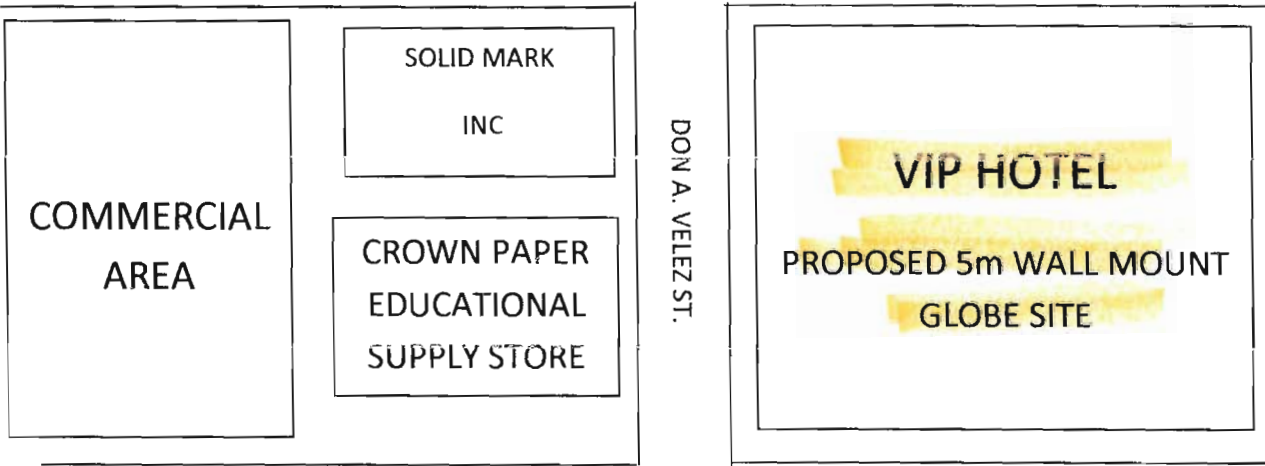
VICINITY MAP

GLOBE NEMESIS FTK PROJECT

DON APOLINAR VELEZ ST.BARANGAY 12, CAGAYAN DE ORO CITY

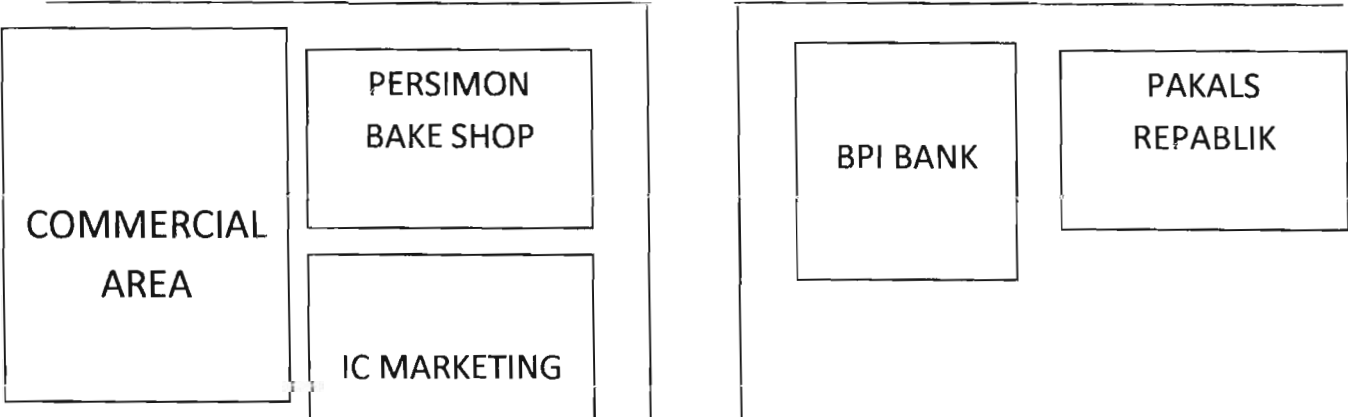


C.PACANA ST.



DON A. VELEZ ST.

J.R. BORJA ST.





Republic of the Philippines
Department of Transportation and Communications
NATIONAL TELECOMMUNICATIONS COMMISSION
Quezon City

CERTIFIED TRUE COPY

ATTY. MANUEL P. CASINO
Head, Regulatory Affairs

A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (CPCN)

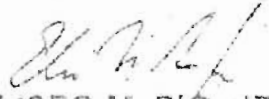
is presented to

GLOBE TELECOMS INC.

Applicant - Grantee

pursuant to the decision promulgated by this Commission on 22 July 2002 under NTC Case Nos.
92 - 449, 93 - 072, 93 - 326, 94 - 255 subject to the terms and conditions set forth therein.

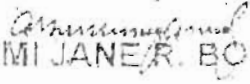
Given this 23rd day of July 2002, Quezon City, Philippines.


ELISEO M. RIO, JR.

Commissioner


KATHLEEN G. HECETA

Deputy Commissioner


ARMY JANE R. BORJE

Deputy Commissioner



SPECIAL PERMIT ON ZONING

Date Issued : March 22, 2017
Expiry Date : December 31, 2017
Lot Owner : CAPRICE ENTERPRISES INCORPORATED/ VIP Hotel
Rep. by: Don T. Canoy
Lot Number : Lot No. 351 C-1 (Title No. 17721)
Applicant/Owner : GLOBE TELECOM INC. / HUAWEI TECHNOLOGIES, INC
Rep. by: Glen C. Basa
Address : 14th The Gobal Tower, 32nd Sts. cor. 7th Ave., Bonifacio Global City, Taguig
Type of Project : Cell Site (Wall Mount Tower 5-meters high)
Location of Project : Don Apolinar Velez St. – Pacana St., Barangay 12
Cagayan de Oro City
Project Classification : Commercial
Zoning Classification : High Density Commercial Zone (C-3)

CONDITIONS :.o

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 the applicant shall secure authority from the City Government of Cagayan de Oro;
8. That Social Acceptability from the Mayor shall be secured upon application of building permit;
9. That Certificate of Non-Coverage (CNC) with CNC-R10-2016-05-06486 issued on May 31, 2016 from the DENR shall be complied;
10. That the height shall conform to Height Clearance Permit issued by Air Transportation Office;
11. Expansion, alteration or reconstruction of the Wall Mount Tower 5-meters high project is **strictly not allowed**. Failure or violation of this condition shall automatically revoke and cancels this Zoning Permit.
12. 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. ISIDRO G. BORJA

City Planning and Development Coordinator

3-2217

New

O.R. No. : 3492719 A
Date Issued: 3-24-17
Amount : ₱ 5,000



RADIOFREQUENCY RADIATION EVALUATION ON THE PROPOSED
GLOBE TELECOM, INC. MOBILE TELEPHONE BASE STATION

I. INTRODUCTION

A desktop radiation safety evaluation was done by the Center for Device Regulation, Radiation Health, and Research of the Food and Drug Administration, Department of Health (CDRRHR-FDA-DOH) on the proposed mobile telephone base station as per request of *Ms. April Rempillo, Head of Site Acquisition of Huawei Technologies, Phils., Inc.* in behalf of *Globe Telecom, Inc.* The evaluation was based on the technical specifications submitted to the CDRRHR by *Huawei Technologies, Phils., Inc.*

II. LOCATION

Address : BARANGAY 5, CAGAYAN DE ORO CITY,
MISAMISORIENTAL, VIP HOTEL;
Velez St., Brgy. 12, Cagayan De Oro City
Type of Installation : Tower Mounted
Coordinates (Longitude) : 124° 38' 40.74"; (Latitude): 8° 28' 46.20"

III. TECHNICAL DATA

A. Proposed Antenna Specifications

1. Point to Point Antenna

Antenna Model	Assigned Frequency, GHz		Power Output, watts	Diameter, meter/s	Gain, dBi	Height Above Ground Level (AGL), meter/s
	Transmit	Receive				
Putian	14.25-15.35	14.25-15.35	150.00	0.30	36.80	27.00

2. Cellular Antenna

Type of Service	Antenna Model	Assigned Frequency, MHz		Power Output, watt/s	Gain, dBi	Number of Antenna: Height Above Ground Level (AGL), meter/s		
		Transmit	Receive			Sector 1	Sector 2	Sector 3
GSM 900	Agisson A90451701	935.0-960.0	890.0-915.0	200.00	17.20	1:29.00	1:29.00	1:29.00
UMTS 2100	Agisson A19451803	2135.0-2145.0	1945.0-1955.0	40.00	17.90	1:29.00	1:29.00	1:29.00
LTE 1800	Agisson ADU451816	1750.0-1760.0	1845.0-1855.0	40.00	17.20	1:29.00	1:29.00	1:29.00

B. Relevant Exposure Limits

1. Occupational Limit:

23.38 W/m² for 935.0-960.0 MHz;
43.75 W/m² for 1750.0-1760.0 MHz; and
50.00 W/m² for 2135.0-2145.0 MHz and 14.25-15.35 GHz

2. Non-occupational limit:

4.68 W/m² for 935.0-960.0 MHz;
8.75 W/m² for 1750.0-1760.0 MHz; and
10.00 W/m² for 2135.0-2145.0 MHz and 14.25-15.35 GHz

[based on International Commission on Non-Ionizing Radiation Protection (ICNIRP) Guidelines, 1998]

Not Valid Without FDA Seal

RFR Evaluation No.: 705 Series: 2017



DTN : 20170130152638

Civic Drive, Filinvest City, Alabang 1781 Muntinlupa, Philippines
Trunk Line +63 2 857 1900 Fax +63 2 807 0751
Website: www.fda.gov.ph Email: info@fda.gov.ph



IV. CONCLUSION

No person shall be allowed to remain directly in front of the antenna at horizontal distances less than the calculated safe distances listed below. These horizontal distances are at the level of the antenna height above ground.

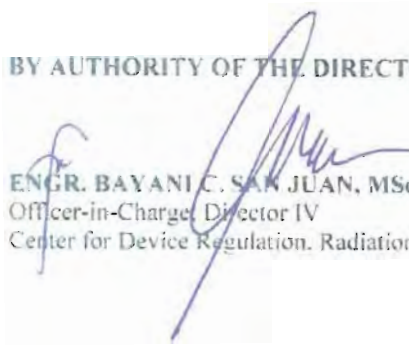
Antenna Type	Distance in meter/s	
	Occupational	Non-occupational (members of the public)
Point to Point	33.80	75.59
GSM 900	5.98	13.37
UMTS 2100	1.98	4.43
LTE 1800	1.95	4.37

If one considers the specified antenna heights for the point to point, GSM 900, UMTS 2100, and LTE 1800 antennas, it is unlikely that members of the public will be exposed to levels exceeding the limits.

V. REQUIREMENTS

1. A perimeter fence or any appropriate structure must be constructed to prevent access of the public to the antenna.
2. Only authorized personnel shall be allowed to have access to the antenna tower. The radiofrequency source must be turned off whenever service personnel are working in areas where the power density levels are greater than the exposure limits stated above. Moreover, the antenna must not be activated in case of repair or maintenance work or whenever service personnel need to approach the antenna at less than the specified safe distances from the point to point, GSM 900, UMTS 2100, and LTE 1800 antennas.
3. Should there be modifications in the RF transmission system that could affect the power density levels in the facility, the CDRRHR must be notified in writing prior to operation of the modified design.
4. Warning signs must be placed at strategic locations in the facility.
5. A radiation safety officer who has undergone RF radiation safety seminar must be designated.
6. The contractor/supplier or owner must undertake measurements to generate a radiofrequency radiation map.

BY AUTHORITY OF THE DIRECTOR-GENERAL:


ENGR. BAYANI C. SAN JUAN, MSc, MNSA, CESE
Officer-in-Charge, Director IV
Center for Device Regulation, Radiation Health, and Research

Date of Evaluation : 07 March 2017
O.R. No. : 761122
Date Issued : 30 January 2017
Not Valid Without FDA Seal
RFR Evaluation No.: 705 Series: 2017





No: T-0189-17-E5TOM1
Issue Date: MAY 17 2017

HEIGHT CLEARANCE PERMIT

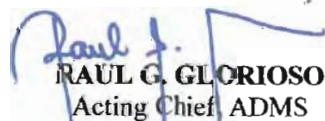
A Height Clearance Permit is hereby granted to **GLOBE TELECOM, INCORPORATED** (the "Grantee") with postal address at **The Globe Tower, 32nd Street corner 7th Avenue, Bonifacio Global City, Taguig City** for the construction of the proposed **5.00-m high Floor Mounted Antenna with Lightning Arrester** with a Top Elevation of **Forty and 65/100 meters (40.65m)** Above Mean Sea Level (AMSL), inclusive of any appurtenances such as antenna towers, billboards, flagpoles, lightning arresters, and etc. that may be installed atop the building/structure.

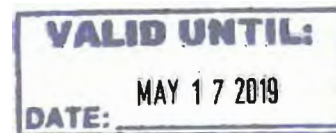
The location of the proposed structure is **atop of Existing Building, Lot 351 C-1, Don Apolinar Velez Street, Barangay 12, Cagayan De Oro City (N08° 28' 45.40" E124° 38' 41.10")** which falls **beyond the Obstacle Limitation Surfaces Radius of Laguindingan Airport.**

Any deviation from the data submitted and approved by this Office shall be a ground for cancellation/revocation of this permit.

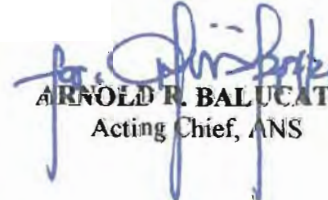
In consideration of projected airport developments, the Grantee is hereby given a period of **two (2) years** from the issuance of this HCP within which to commence construction of the proposed structure. Failure to commence construction within the period shall invalidate this HCP, upon which a new permit must be applied for and secured.

Recommend Approval:


RAUL G. GLORIOSO
Acting Chief, ADMS




ATTY. ANTONIO G. GONZALES
Acting Chief, ATS *rg*


ARNOLD R. BALUCATING
Acting Chief, ANS

Approved:
By Authority of the Director General:


CAPTAIN DONALDO A. MENDOZA
Assistant Director General II, FSIS

Not valid without dry seal



**REPUBLIC OF THE PHILIPPINES
CAGAYAN DE ORO CITY
BARANGAY 12**

Office Of The Barangay Chairman

BARANGAY CLEARANCE

TO WHOM IT MAY CONCERN:

This is to certify that **GLOBE TELECOM INC.** coordinated in our office regarding the proposed cell site to be constructed within the vicinity of this barangay.

Further certified that this office interposing no objection of allowing the **GLOBE TELECOM INC.** to construct, install, maintain and operate a cell site in Barangay 12.

This certification is issued upon the request o the **GLOBE TELECOM INC.** for whatsoever purpose it may serve.

Given this 27th day of April 2016, this City.


FELIPE AMPARO
Barangay Chairman



Brigey 5

Date: May 23, 2016

NEIGHBORS CONSENT

We, the undersigned, neighbors of at least (15) meters radius from **GLOBE Telecom Inc.**, proposed cell site located at **VIP HOTEL, Velez St., Cagayan de Oro City**, interposes no objection and hereby give our approval for the construction, installation and eventually operation of telecommunication equipment and facilities on the property of **CANOY GROUP OF COMPANIES**.

Agree	Dis-agree
1. <u>FOR: RICHARD C. CORTES</u> Name and Signature	1. _____ Name and Signature
2. <u>NEIL CRISPIN</u> Name and Signature	2. _____ Name and Signature
3. <u>THEA L. BULSING</u> Name and Signature	3. _____ Name and Signature
4. <u>TANILAN</u> Name and Signature	4. _____ Name and Signature
5. <u>ROBERTA M. HOMAT</u> Name and Signature	5. _____ Name and Signature
6. <u>ANTONIO R. J. J. J. J.</u> Name and Signature	6. _____ Name and Signature
7. <u>ERIK</u> Name and Signature	7. _____ Name and Signature
8. <u>MA. TERESA</u> Name and Signature	8. _____ Name and Signature
9. <u>MA. MYRA J. J. J.</u> Name and Signature	9. _____ Name and Signature
10. <u>JOAN</u> Name and Signature	10. _____ Name and Signature

11. DPS Section of Spm
Name and Signature
12. A. J. Woude
Name and Signature
13. VAL OREGO B. PIL
Name and Signature
14. Virginia D. Sallio
Name and Signature
15. Roy Graham
Name and Signature
16. JOSE NABONIA TADEO
Name and Signature
17. E. del Castillo
Name and Signature
18. MARVIN C. ...
Name and Signature
19. Consuelo ...
Name and Signature
20. MAIZA KATE VICENTE M.
Name and Signature

11. _____
Name and Signature
12. _____
Name and Signature
13. _____
Name and Signature
14. _____
Name and Signature
15. _____
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18. _____
Name and Signature
19. _____
Name and Signature
20. _____
Name and Signature



REPUBLIC OF THE PHILIPPINES
CAGAYAN DE ORO CITY
BARANGAY 12

Office Of The Barangay Chairman

EXCERPTS FROM THE MINUTES OF THE TWENTY SEVEN SESSION MEETING OF THE BARANGAY OFFICIALS OF BARANGAY 12, THIS CITY HELD AT BARANGAY COUNCIL OFFICE ON MARCH 5, 2016 AT 3:00 O'CLOCK IN THE AFTERNOON.

Presents:

Felipe J. Amparo	Barangay Chairman
Wadhu L. Dharamdas	Barangay Kagawad
Neil Ian B. Oñate	Barangay Kagawad
Ralph V. Delos Angeles	Barangay Kagawad
Ronald Tablang	Barangay Kagawad
Reynaldo S. Galarrita	Barangay Kagawad
Alberto R. Cielo Jr.	Barangay Kagawad
Ernesto A. Caguindangan	Barangay Kagawad

RESOLUTION NO. 052-2016

RESOLUTION APPROVING THE REQUEST OF GLOBE TELECOM INC. FOR THE ISSUANCE OF A BARANGAY RESOLUTION INTERPOSING NO OBJECTION ON THE CONSTRUCTION ON THEIR CELL SITE AT BARANGAY 12.

The presiding Officer presented to the body the request of GLOBE TELECOM INC. for the issuance of a Barangay Resolution interposing no objection of their operation which allows them to construct, install, maintain and operate a Cell Site located at Barangay 12.

WHEREAS, the GLOBE TELECOM/Cellular Mobile Telephone Services (CMTS) expansion project at Barangay 12, will serve as base transceiver station.

WHEREAS, completion of the said project will definitely translate into improved telecommunication services available for utilization of the local residents, tourist and business community.

WHEREAS, the GLOBE TELECOM INC. the full implementation of the Ordinance on Comprehensive and integrated Solid Waste Management Program for the Barangay Constituent Health sage and protection.

After due deliberation and consideration on the matter, on motion by Barangay Kagawad Ralph Delos Angeles duly seconded by Barangay Kagawad Alberto Cielo Jr. to allow the Globe to construct, install, maintain and operate in our Barangay.

It is hereby resolved to allow the GLOBE Telecom Inc. to construct, install, maintain and operate cell site tower and antenna at Barangay 12.

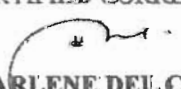
Further resolved, to furnish copies of the resolution to GLOBE TELECOM INC. and other concerned offices for their perusal record and references.

I HEREBY CERTIFY TO THE CORRECTNESS OF THE FORGOING EXCERPTS.

APPROVED BY :


FELIPE AMPARO
Barangay Chairman

CERTIFIED CORRECT


ARLENE DEL CASTILLO
Barangay Secretary



**REPUBLIC OF THE PHILIPINES
CAGAYAN DE ORO CITY
BARANGAY 12**

Office Of The Barangay Chairman

BARANGAY CONSTRUCTION CLEARANCE

TO WHOM IT MAY CONCERN:

Construction of Building and other Structure Permit is hereby granted to **GLOBE TELECOM INC.**, located at (Roof Top) **VIP HOTEL, Don Apolinar Velez Pacana St., Barangay 12, Cagayan de Oro City** after having verified and evaluated that the structure's covered by the structure's covered by the application for building permit is free from the following :

1. The structure is not affected by the Road Development Plan of the Barangay approved by the City Government Authorities;
2. That the Structure will not cause flooding;
3. That the structure and the activities to be performed within will not cause air or water pollution.

THIS CERTIFICATION is issued upon the request of the above named person for whatever purpose it may serve.

Done this 10th of April, 2017 at Barangay 12 Council Office , Cagayan de Oro City.


FELIPE J. AMPARO
Punong Barangay



ORDINANCE NO. 13262-2017

AN ORDINANCE APPROPRIATING THE SUM OF ₱20,027,916.00 FROM THE “CONTINUING APPROPRIATION FOR CY 2016 NON-OFFICE-LAND ACQUISITION/APPROPRIATION” TO BE MADE AVAILABLE FOR THE FULL PAYMENT OF THE CLAIM FOR JUST COMPENSATION INCLUDING DOCUMENTATION AND REGISTRATION EXPENSES OF A PORTION OF LOT NO. 21317 CAD 369-D (OCT P-4365) LOCATED AT BARANGAY TABLON, THIS CITY, AND OWNED BY ANDRES D. DUQUE, WHICH WILL BE USED AS SITE OF THE PROPOSED DISTRICT 2 HOSPITAL; AND FOR THIS PURPOSE, AUTHORIZING THE HONORABLE CITY MAYOR TO SIGN THE CORRESPONDING DEED OF ABSOLUTE SALE THEREOF

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

SECTION 1. The sum of ₱20,027,916.00 is hereby appropriated from the “Continuing Appropriation for CY 2016 Non-Office-Land Acquisition/Appropriation” to be made available for the full payment of the claim for just compensation including documentation and registration expenses of a portion of Lot No. 21317 CAD 369-D (OCT P-4365) located at Barangay Tablon, this City and owned by Andres D. Duque, which will be used as site of the proposed District 2 Hospital, to wit:

Value of the Land	₱ 19,500,000.00
Documentary Stamps	292,500.00
Transfer Fee	146,250.00
Registration Fee	88,896.00
LRF	90.00
Entry Fee	90.00
Annotation Fee	90.00

SECTION 2. - For this purpose, the Honorable City Mayor is hereby authorized to sign the corresponding Deed of Absolute Sale thereof.

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

UNANIMOUSLY APPROVED.

In favor:

1st District:

- Councilor Romeo V. Calizo
- Councilor George S. Goking
- Councilor Edna M. Dahino
- Councilor Jay R. Pascual
- Councilor Reuben R. Daba

2nd District:

- Councilor Maria Lourdes S. Gaane
- Councilor Enrico D. Salcedo
- Councilor Ian Mark Q. Nacaya
- Councilor Teodulfo E. Lao, Jr.

Abstained:

- Councilor Lordan G. Suan
- Councilor Leon D. M. Gan, Jr.
- Councilor Nadya B. Emano-Elipe

Out of Session Hall

- Councilor Dometilo C. Acenas, Jr.

Absent:

- Councilor Zaldy O. Ocon
- Councilor Annie Y. Daba
- Councilor Suzette G. Magtajas-Daba
- Councilor Yan Lam S. Lim (*Liga ng mga Barangay President*)



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



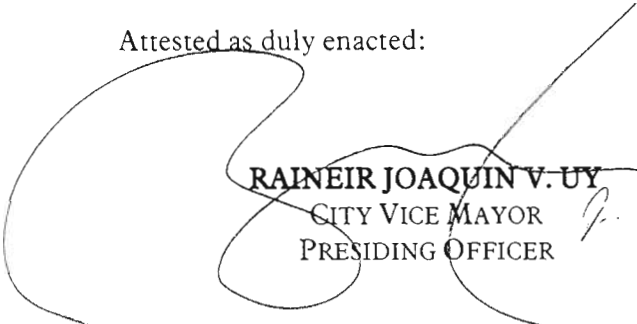
Page 2 of 2 of Ordinance No. 13262-2017

ENACTED this 19th day of June 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

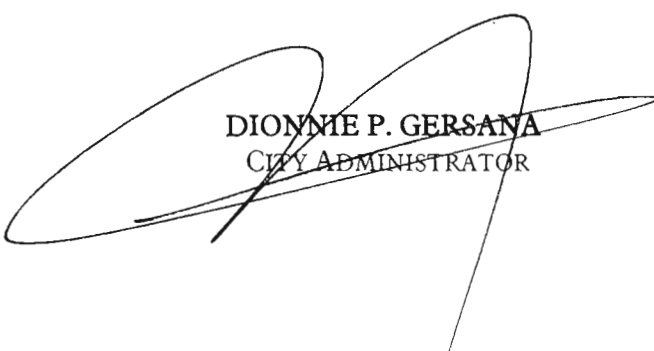
Attested as duly enacted:


RAINEIR JOAQUIN V. UY
CITY VICE MAYOR
PRESIDING OFFICER

Approved:


OSCAR S. MORENO
CITY MAYOR

Attested:


DIONNIE P. GERSANA
CITY ADMINISTRATOR



Republic of the Philippines
Cagayan de Oro City

OFFICE OF THE CITY MAYOR

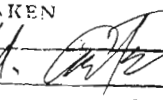
4th Indorsement
5 May 2017

Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor RAINEIR JOAQUIN V. UY**, the attached Certificate of Availability of Funds No. 61- 2017, to wit:

re: "RESOLUTION RECOMMENDING FAVORABLE APPROVAL TO APPROPRIATE THE AMOUNT OF ₱21,202,916.00, CHARGEABLE AGAINST CY 2016 CONTINUING APPROPRIATION, NON-OFFICE-ECONOMIC SERVICES SECTOR, LAND ACQUISITION/EXPROPRIATION, TO COVER FULL PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION EXPENSES, CAPITAL GAIN TAX AND NOTARIAL FEE, OF LOT OWNED BY ANDRES D. DUQUE, JR., WHICH IS AFFECTED BY THE PROPOSED DISTRICT 2 HOSPITAL, LOCATED AT TABLON, CAGAYAN DE ORO CITY".

Hereby requesting inclusion on the agenda for the forthcoming City Council Session, for passage of appropriate Ordinance.


OSCAR S. MORENO
City Mayor 

Republic of the Philippines	
City of Cagayan de Oro	
OFFICE OF THE CITY COUNCIL	
Date Received	MAY 5 2017
By	4:10
Form No.	
ACTION TAKEN	
Refer to Subd. 	
Date	ARTURO S. DE SAN MIGUEL
	City Secretary
	REMARKS



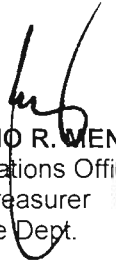
Republic of the Philippines
Cagayan de Oro City

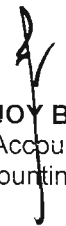
OFFICE OF THE CITY BUDGET OFFICE

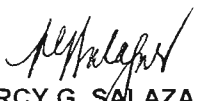
CERTIFICATION

THIS IS TO CERTIFY that savings in the amount of ₱ 21,202,916.00 from Continuing Appropriation, CY 2016, Non Office -Economic Services Sector, Land Acquisition/ Expropriation, to cover full payment of just compensation including registration expenses, capital gain tax and notarial fee, of lot owned by Andres D. Duque, Jr., located at Tablon, Cagayan de Oro City, which is affected by the proposed District 2 Hospital, is available.

Issued this 26th day of April, 2017.


Mr. RAMON ANTONIO R. MENDOZA
Local Treasury Operations Officer IV
Acting City Treasurer
City Finance Dept.


Atty. BEDA JOY B. ELOT, CPA
City Accountant
City Accounting Office


Atty. PERCY G. SALAZAR
City Budget Officer
Chairman, Local Finance Committee
CAF - 61 - 2017

26 APR 2017 12:00 PM
[Signature]

2nd Indorsement
26 April 2017

Respectfully forwarded to the Honorable Chairperson, Committee on Local Finance, this City, the herein attached pertinent documents of CAD LOT NO. 21317 CAD-369-D (OCT P-4365), owned by ANDRES D. DUQUE JR., located at Tablon, Cagayan de Oro City, which is affected by the proposed District 2 Hospital, with the request that a CERTIFICATE OF AVAILABILITY OF UNDS (CAF) be issued by the Office of the City Treasurer and City Accounting in the amount of **TWENTY ONE MILLION TWO HUNDRED TWO THOUSAND NINE HUNDRED SIXTEEN (P 21,202,916.00)**, representing full payment of just compensation including registration expenses, capital gain tax and notarial fee, as follows:

Value of the Land	P	19,500,000.00
Registration Expenses:		
Documentary Stamps	P	292,500.00
Transfer Fee		146,250.00
Registration Fee		88,896.00
Entry Fee		90.00
Annotation Fee		90.00
LRF		90.00
Capital Gain Tax		1,170,000.00
Notarial Fee		5,000.00
TOTAL :		21,202,916.00

By virtue of the authority of the OLC City Legal Office:

[Signature]
ATTY. REYMOND Q. VILLABLANCA
Asst. City Legal Officer

INTENT TO SELL

Annex "5"

The Honorable Mayor OSCAR S. MORENO
City Mayor
Cagayan de Oro City

Am
26 April 17

Dear Mayor Moreno,

Greeting!

I am very pleased to offer and sell our property to the City Government of Cagayan de Oro, herein described below under the terms and conditions, to wit:

Enzo. Aron Cuena,
1. OK with our lot's
proposal.
2. On the material fees,
let's pls ask for reduction.
OK to pay for our account

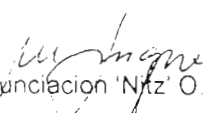
Blm
26 April 17

Location	near Umalag River, Tablon, Cagayan de Oro City
Area	7,800 sq.m. more or less
Price	P2,500.00 per sq m. / P 19.5 Million
Terms	Cash basis or as agreed upon
	The cost of the Capital Gains Tax (CGT), Documentary Stamps Tax (DST) and all other incidental expenses including but not limited to: notarial fees, transfer fees, registration fees and etc. shall be for the account of the BUYER.
Title	P-1367
Owner	Andres O. Duque Jr. married to Anunciacion Olivenza
Enclosures	Title, Lot Plan, Tax Declaration

Looking forward to your favorable reply to this proposal.

Thank you very much

Respectfully yours,


Mrs. Anunciacion 'Nitz' O. Duque
Mobile # 0915-9426050

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

APPRAISAL REPORT

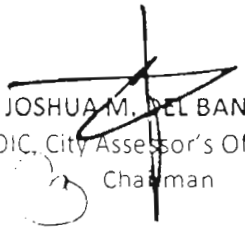
ON A PARCEL OF LAND AFFECTED BY THE PROPOSED DISTRICT 2 HOSPITAL LOCATED AT TABLON, THIS CITY.

THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT STANDARDS PURSUANT TO SECTION 5 OF R.A. 8974.

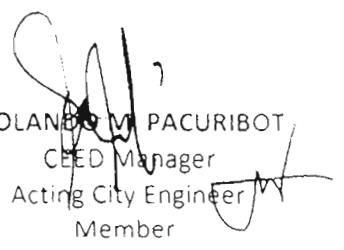
- I - OWNER OF PROPERTY : ANDRES D. DUQUE JR.
ADDRESS OF OWNERS : Dahlia St., Carmen, Cagayan de Oro City
- II - LOCATION OF LAND : Tablon, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
- (1) Cad. Lot No. 21317 Cad-369-D Lot description: _____
- (2) Title No. OCT Free Patent No. 4365 Annex A
- (3) Area of Lot (Hectares/Square Meters) : 7,800 sq. meters
- (4) Area needed for Public Purposes : 7,800 sq. meters more or less Annex B
- (5) Classification of Lot: Agri./Res. Source of Information: TD No. G-031072 (2008) Annex C
- (6) Appraisal of Property:
- (a) Schedule of Market Values: P780/sq.m. Year: 2008 Annex D to D-1
- (b) BIR Zonal Value: P835/sq.m.(RR) Year: 2006 Annex E to E-1
- (c) Sales Data: P3,001.73 (2016); P3,110.16 (2013) Annex F to F-3
- (d) Offer to Sell: P2,500/sq.m. Annex G
- (e) Government project near the area: None
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape is described in the sketch plan marked as Annex H.
- V - REFERENCES:
- (a) Transmittal from Engr. Rolando M. Pacuribot, Acting City Engineer Annex I
- (b) Technical description/Sketch Plan Annex B & H
- (c) Photographs Annex J
- VI - APPRAISAL OF THE COMMITTEE:
P2,500.00 per sq. meter for 7,800 sq. meters more or less or in the total amount of P19,500,000.00
- VII - REMARKS:
The derivation or source of the appraised value was adopted from the Offer to Sell, compared to the average value at present of the 2 Sales Data in the amount of P3,464.11/sq. meter, adopting the Offer to Sell is advantageous to the City Government.

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

At Cagayan de Oro City, this 7th day of April 2017.


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


RAMON ANTONIO R. MENDOZA
Acting City Treasurer
Member


ROLANDO M. PACURIBOT
CEED Manager
Acting City Engineer
Member

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

Owner DUQUE, ANDRES JR. D. (Address) DAHLIA ST., CARMEN, CAGAYAN DE ORO CITY
Administrator (Address)

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

Location of Property UMALAG, TABLON TABLON CAGAYAN DE ORO CITY

Certificate of Title No. FP# 4365 (Number and Street) Cadastral Lot No. 21317 C-369-D (Barangay District) Assessor's Lot No. 009 (Municipal/City/Province)

Boundaries: Block No. 05
North: NE: LINES 1-2-3 BY LOT 19067 South: SW: LINES 4-5 BY UMALAG
East: LINES 3-4 BY LOT 21315 C-369-D West: LINE 5-1 BY LOT #19063-C-369-D

(State streets, lots or streams by which bounded or names of owners of adjoining lands)

I (a) LAND (AGRICULTURAL/MINERAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Class	Unit Values	Market Value
		P	COCOLAND	0.7600	IST	60,000.00 P	45,600.00
Total		P	Total	0.7600		P	45,600.00

I (b) PLANTS & TREES

OWNER'S DECLARATION			ASSESSOR'S FINDINGS			
Kind	No./Area	Value	Kind	No./Area	Unit Value	Market Value
		P	Market Value	100%	COCOS	97,000.00
			Adjustments			308.00 P
			(a) Along road outlet	or no	COCOS (EXEMPT)	2,000.00
			(b) kins to all weather rd	%		
			(c) kins to market (pub)	%		
			Total Adjustments	%		
			Adjusted Market Value	%		
			Total			
			Total for land, plant and tree			
Total		P	Adjusted Value for land, plant & trees			

II LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)

OWNER'S DECLARATION			ASSESSOR'S FINDINGS				
Kind	Area	Value	Kind	Area	Unit Values	Adjustments	Market Value
		P	RESIDENTIAL	200.000	383.00 P	INT LOT P	76,600.00
Total		P	Total	200.000	P	P	76,600.00

18-410

"IPAKITA SA MUNDO, UMAASENSO NA TAYO"

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement is made and entered into by and between:

THE CITY GOVERNMENT OF CAGAYAN DE ORO, a Municipal Corporation, created under R.A. 521, represented by its **City Mayor, Hon. OSCAR S. MORENO**, of legal age, married, Filipino citizen and a resident of Cagayan de Oro City, hereinafter known and referred to as the "**FIRST PARTY**";

- AND -

HEIRS OF ANDRES O. DUQUE, Jr., namely: Anunciacion Olivenza-Duque (widow), Maria Socorro Duque-San Gabriel, Dominic Rosauo O. Duque, Raymond Gregory O. Duque, and Jesse Vincent O. Duque, all of legal age, married, and residents of # 65 Dahila Street, Ilaya, Carmen, Cagayan de Oro City, herein represented by Anunciacion Olivenza-Duque, widow, Filipino and a resident of Cagayan de Oro City, Philippines, hereinafter collectively known and referred to as the "**SECOND PARTY**",

WITNESSETH; THAT –

WHEREAS, the **SECOND PARTY** are the surviving heirs of Andres O. Duque, Jr. and the co-owners of a parcel of land located at Tablon, Cagayan de Oro City with a total area of Seven Thousand Eight Hundred (7,800) square meters, more or less, covered by the Original Certificate of Title No. P-1367 issued by the Registry of Deeds of Cagayan de Oro (hereinafter referred to as the "Subject Property") and more particularly described as follows:

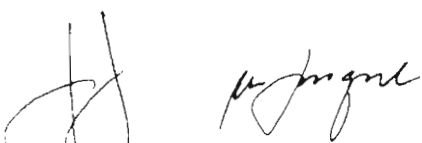
Original Certificate of Title
No. P-1367

Technical Description
Lot 21317, Cad-369-D, C-1

A PARCEL OF LAND (Lot 21317, Cad-369-D, C-1) situated in the Barrio of Tablon, City of Cagayan de Oro, Island of Mindanao. Bounded on the E., along lines 1-2-3 by Lot No. 19067; on the S.E., along line 3-4 by Lot No. 21315; on the S.W., along line 4-5 by Umalag River; and on the N.W., along line 5-1 by Lot No. 19063, all of Cad-369-D, Cagayan Cadastre (Extension). Containing an area of Seven Thousand Eight Hundred (7,800) sq. m;

WHEREAS, the **FIRST PARTY** is in need and intends to acquire a parcel of land at Barangay Tablon, Cagayan de Oro City for purposes of using the same as the site for its District 2 Hospital which the **FIRST PARTY** intends to build, construct and operate in order to address all the medical needs and emergency cases occurring in the east side of Cagayan de Oro City;

WHEREAS, the **SECOND PARTY**, desirous of selling the Subject Property, has offered the same to the **FIRST PARTY**, the **FIRST PARTY** in turn has accepted the offer of the **SECOND PARTY** and now intends to purchase the Subject Property and utilize the Subject Property as the site of its District 2 Hospital; and



NOW, THEREFORE, for and in consideration of the foregoing premises and the covenants hereinafter stipulated, the parties hereby agree as follows:

1. The **FIRST PARTY** agrees to the following:

- a. In connection with the sale and purchase of the Subject Property, the **FIRST PARTY** undertakes and obligates itself to shoulder the following:
 - i. The payment of the purchase price of the Subject Property due to the **SECOND PARTY** in the total amount of Nineteen Million Five Hundred Thousand Pesos (P19,500,000.00), the manner, mode and schedule of payment of which is set forth under Paragraph 2b., hereof;
 - ii. The payment of the necessary Capital Gain Tax in the amount of One Million One Hundred Seventy Thousand Pesos (P1,170,000.00) and the corresponding Documentary Stamp Tax in the amount of Two Hundred Ninety Two Thousand Five Hundred Pesos (P292,500.00);
 - iii. The payment of the corresponding Transfer Fees in the amount of One Hundred Forty Six Thousand Two Hundred Fifty Pesos (P146,250.00);
 - iv. The payment of all Registration Fees that may be due to the Register of Deeds as a consequence of the sale of the Subject Property and the corresponding transfer of the title of the Subject Property to the **FIRST PARTY** (i.e. LRF, Entry Fees and Annotation); and
 - v. The payment of the Notarial and Survey Fees.
- b. To deal and transact directly and exclusively with the **SECOND PARTY** in the acquisition/purchase of the Subject Property and execute the necessary Deed of Absolute Sale to consummate the aforesaid transaction.

2. The **SECOND PARTY** agrees to the following:

- a. To sell, cede and transfer to the **FIRST PARTY** all the **SECOND PARTY's** rights and interests over the Subject Property, the exact metes and bounds of which has been particularly described and delineated in Annex "A", hereof;
- b. To receive from the **FIRST PARTY** the payment of the purchase price of the Subject Property in the total amount of Nineteen Million Five Hundred Thousand Pesos (P19,500,000.00), as follows:
 - i. Fifty percent (50%) of the Purchase Price or in the amount of Nine Million Seven Hundred Fifty Thousand Pesos (P9,750,000.00), upon the signing and execution of the **EXTRA-JUDICIAL SETTLEMENT AMONG HEIRS WITH DEED OF ABSOLUTE SALE** and completion and submission of the following requirements:



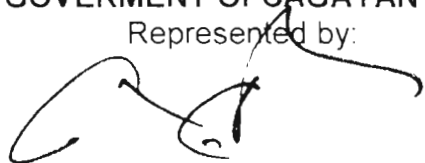
- (1.) Issuance of the corresponding City Ordinance; (2.) Turn-over to the **FIRST PARTY** of the Owner's Duplicate Copy of the Original Certificate of Title of the Subject Property, including cancellation of any prior mortgages annotated thereon, if any; (3.) Tax Declaration of the Subject Property; and (4.) Tax Receipt/Clearance; and
- ii. The remaining fifty percent (50%) of the purchase price or the amount Nine Million Seven Hundred Fifty Thousand Pesos (P9,750,000.00), upon the transfer and issuance of the new Transfer Certificate of Title and Tax Declaration of the Subject Property in the name of the **FIRST PARTY**.
- c. The **SECOND PARTY** undertakes and warrants that all tenants including occupants, dwellers, inhabitants and caretakers of the Subject Property shall vacate, be cleared and/or removed from the premises of the Subject Property upon the execution of the **EXTRA-JUDICIAL SETTLEMENT AMONG HEIRS WITH DEED OF ABSOLUTE SALE**. The **SECOND PARTY** shall hold free and harmless the **FIRST PARTY**, its personnel, representatives and assigns from any and all liabilities (civil, criminal and/or administrative) resulting from the aforesaid undertaking and warranties of the **SECOND PARTY**.
- d. Upon the execution of the **EXTRA-JUDICIAL SETTLEMENT AMONG HEIRS WITH DEED OF ABSOLUTE SALE**, the **SECOND PARTY** shall immediately allow or authorize the **FIRST PARTY**, its duly authorized personnel, representatives and assigns to enter, develop and construct upon the Subject Property the buildings, facilities and structures necessary for the creation, establishment and operation of the **FIRST PARTY's** District 2 Hospital.
- e. Real Property Taxes of the Subject Property, which have become due and demandable prior to the execution and signing of the **EXTRA-JUDICIAL SETTLEMENT AMONG HEIRS WITH DEED OF ABSOLUTE SALE** shall be for the sole account of the **SECOND PARTY**. However, Real Property Taxes which accrued after the parties' signing of the **EXTRA-JUDICIAL SETTLEMENT AMONG HEIRS WITH DEED OF ABSOLUTE SALE** and until the issuance of a new title in favor of the **FIRST PARTY** shall be for the account of the **FIRST PARTY**.
4. Any amendments or additional terms and conditions hereto must be in writing and expressly agreed to by all of the parties herein.
5. Upon the execution during pendency of the instant Memorandum of Agreement, the **SECOND PARTY** undertakes and obligates himself not to withdraw its offer or offer to sell to any other third party the sale of the Subject Property.
6. This Memorandum of Agreement shall take effect immediately after signing hereof.



IN WITNESS WHEREOF, the parties hereto have hereunto affixed their signatures this _____ at Cagayan de Oro City, Philippines.

THE CITY GOVERNMENT OF CAGAYAN DE ORO CITY

Represented by:



HON. CITY MAYOR OSCAR S. MORENO
First Party

HEIRS OF ANDRES O. DUQUE, JR.

Namely:

Anunciacion Olivenza-Duque

Maria Socorro Duque-San Gabriel

Raymond Gregory O. Duque

Dominic Rosauo O. Duque

Jesse Vincent O. Duque

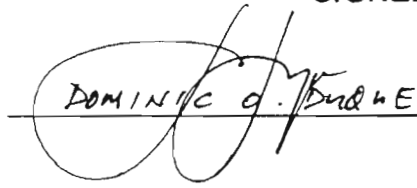
Second Party

All Herein Represented by:



ANUNCIACION OLIVENZA-DUQUE

SIGNED IN THE PRESENCE OF:

 _____

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

I certify that on this _____ day of _____, 2017, before me, a Notary Public duly authorized in the city named above to take acknowledgements, personally appeared:

<u>Name</u>	<u>Competent Evidence of Identity</u>	<u>Date/Place of Issuance</u>
HON. OSCAR S. MORENO ANUNCIACION O. DUQUE	OSCA ID#16551	Nov. 19 2009 Cagayan de Oro City

who were identified by me through competent evidence of identity to be the same persons described in the foregoing instrument, who acknowledged before me that their respective signatures on the instrument were voluntarily affixed by them for the purposes stated therein, and who declared to me that they have executed the instrument as their free and voluntary act and deed, as well as that of their principals.

This instrument refers to a Memorandum of Agreement and consists of Five (5) pages, including its acknowledgment, signed by the parties and their witnesses on all pages including the one on which this acknowledgment is written.

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

NOTARY PUBLIC

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



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



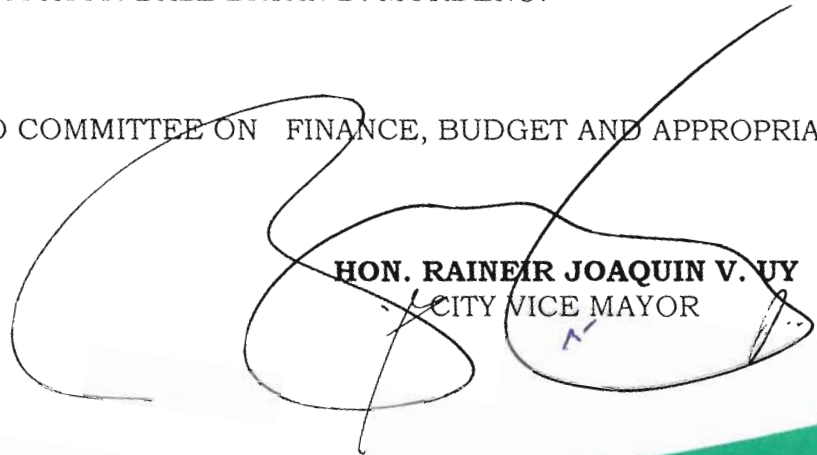
2F Legislative Bldg.
City Hall Compound
Burgos St., Brgy. 1
Cagayan de Oro

DATE: OCTOBER 6, 2017

FROM: CHUDD

SUBJECT MATTER: ENDORSEMENT FROM CITY HOUSING & URBAN DEVELOPMENT DEPARTMENT (CHUDD) TOGETHER WITH THE LETTER OF CITY ENGINEER'S OFFICE (CEO), CITY ASSESSOR'S OFFICE (CAO), CITY LEGAL OFFICE AND THE LETTER FROM ATTY. DALE BRYAN D. MORDENO.

ACTION: REFER TO COMMITTEE ON FINANCE, BUDGET AND APPROPRIATION.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN
City Vice Mayor



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

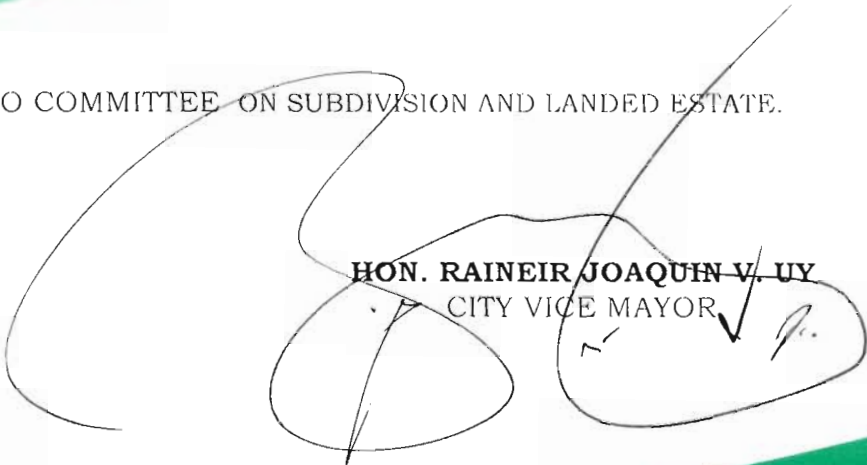


2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: MAY 12, 2017
FROM: CPDO

SUBJECT MATTER: SITE EVALUATION REPORT, PARCEL & TOPOGRAPHIC MAP
RELATIVE TO THE ACQUISITION OF THE LAND COVERED UNDER TITLE NOS. 62585,
62587 & 62588 WITH TOTAL AREA OF 31.8 HECTARES.

ACTION: REFER TO COMMITTEE ON SUBDIVISION AND LANDED ESTATE.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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

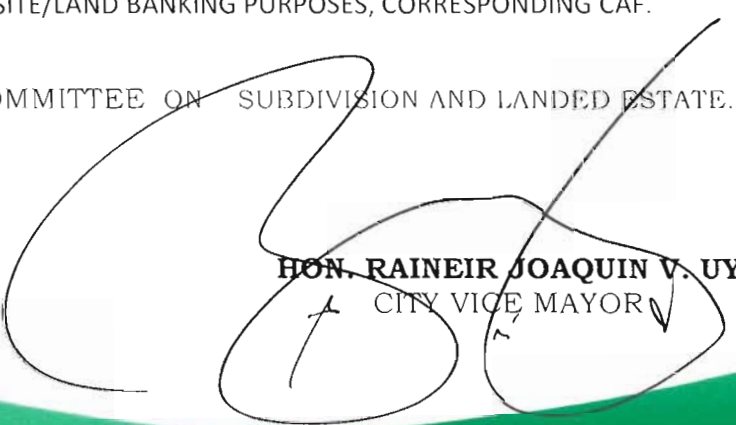
DATE: April 19, 2017
FROM: CMO



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

SUBJECT MATTER : RE: RESOLUTION RECOMMENDING FAVORABLE APPROVAL TO APPROPRIATE THE AMOUNT OF Php27,221,796.35, CHARGEABLE AGAINST LUMP SUM APPROPRIATION UNDER THE CY 2017 ANNUAL BUDGET, IMPLEMENTATION OF CITY SHELTER PLAN-ACQUISITION OF 60 HECTARES LAND @ 350/SQ.M., OF CITY PLANNING AND DEVELOPMENT OFFICE, THIS CITY, TO COVER FULL PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOL-NO. 3, PCS-10-000893, OWNED BY NECITO B. RABANES (DECEASED), LOCATED AT LUMBIA, CAGAYAN DE ORO CITY, FOR RESETTLEMENT SITE/LAND BANKING PURPOSES, CORRESPONDING CAF.

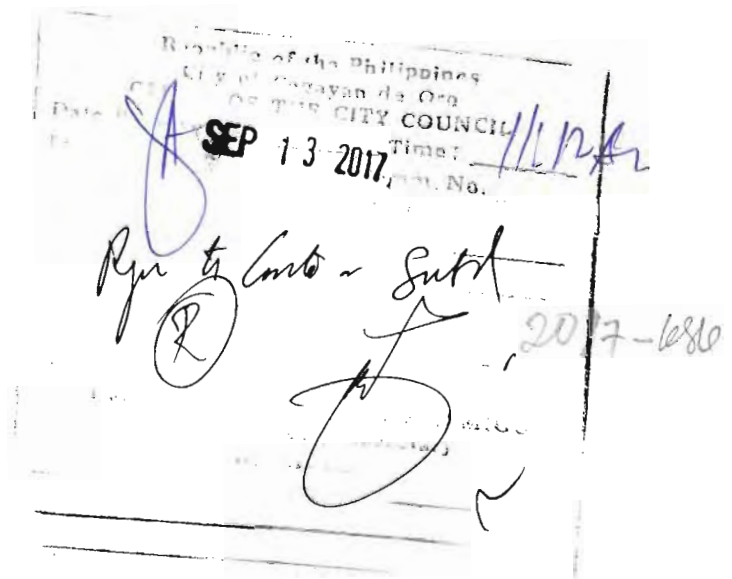
ACTION: REFER TO COMMITTEE ON SUBDIVISION AND LANDED ESTATE.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

11 September 2017

Hon. DOMETILO ACENAS, JR.
City Councilor
Chairman, Subdivision and Landed
Estates Committee
City Council
Cagayan de Oro City



Dear Councilor Acenas,

After serious consideration of the questions raised in your Committee particularly regarding the total purchase cost of my 10.6-hectare property located in Barangay Lumbia, I hereby offer a new lower price at **P235.00 per square meter** of the same.

Let it be known that the earlier agreed price was **P250.00 per square meter** as negotiated by the City Government in its land acquisition activities for relocation purposes.

I make this price adjustment because I believe in and support the resettlement program of this city that will benefit our numerous informal settlers.

I hope that this move will pave the way to the consummation of this land purchase.

Thank you for your understanding.

Very truly yours,


PET. RABANES
Landowner



Republic of the Philippines
Cagayan de Oro City

OFFICE OF THE CITY MAYOR

4th Indorsement
19 April 2017

Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor RAINEIR JOAQUIN V. UY**, the attached Certificate of Availability of Funds No. 58- 2017, to wit:

re: "RESOLUTION RECOMMENDING FAVORABLE APPROVAL TO APPROPRIATE THE AMOUNT OF ₱27,221,796.35, CHARGEABLE AGAINST LUMP SUM APPROPRIATION UNDER THE CY 2017 ANNUAL BUDGET, "IMPLEMENTATION OF CITY SHELTER PLAN- ACQUISITION OF 60 HECTARES LAND @ 350/SQ.M.," OF CITY PLANNING AND DEVELOPMENT OFFICE", THIS CITY, TO COVER FULL PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION AND DOCUMENTATION EXPENSES OF LOT NO. 3, PCS-10—000893, OWNED BY NECITO B. RABANES (DECEASED), LOCATED AT LUMBIA, CAGAYAN DE ORO CITY, FOR RESETTLEMENT SITE/LAND BANKING PURPOSES".

Hereby requesting inclusion on the agenda for the forthcoming City Council Session, for passage of appropriate Ordinance.

Republic of the Philippines
City of Cagayan de Oro
CITY COUNCIL
Date Received: APR 19 2017 Time: 3:30 PM
By: [Signature] Comm. No. [Blank]
ACTION TAKEN
[Signature] Subd.
Date [Blank] ARTHUR S. DE SAN MIGUEL
City Secretary
Remarks: [Blank]

[Signature]
OSCAR S. MORENO
City Mayor



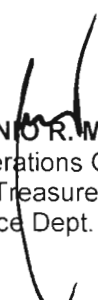
Republic of the Philippines
Cagayan de Oro City

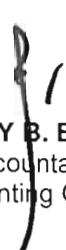
OFFICE OF THE CITY BUDGET OFFICE

CERTIFICATION

THIS IS TO CERTIFY that the amount of ₱ 27,221,796.35 from Current Appropriation, Annual Budget CY 2017, Implementation of City Shelter Plan - Acquisition of 60 Hectares land @ 350/sqm, of City Planning & Development Office, this City, to cover full payment of just compensation including registration and documentation expenses of lot owned by Mr. Necito B. Rabanes (Deceased), located at Lumbia, Cagayan de Oro City, for Resettlement Site/ Land Banking purposes, is available.

Issued this 19th day of April, 2017, pursuant to Local Finance Committee Resolution No. 039-2017.


Mr. RAMON ANTONIO R. MENDOZA
Local Treasury Operations Officer IV
Acting City Treasurer
City Finance Dept.

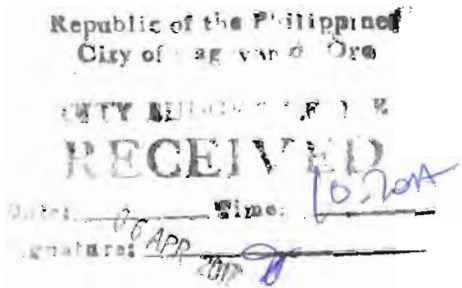

Atty. BEDA JOY B. ELOT, CPA
City Accountant
City Accounting Office


Atty. PERCY G. SALAZAR
City Budget Officer
Chairman, Local Finance Committee
CAF - 58 - 2017

Committee on Local Finance
City Finance



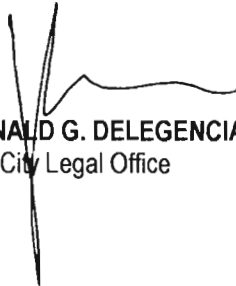
Republic of the Philippines
CITY LEGAL OFFICE
Cagayan de Oro City



2nd Indorsement
06 April 2017

Respectfully forwarded to the **Honorable Chairperson, Committee on Local Finance**, this city, the herein attached pertinent documents of Lot 4, PCS-10-000893, owned by Necito B. Rabanes (deceased), located at Lumbia, Cagayan de Oro City, which is being offered for sale to the City Government of Cagayan de Oro for resettlement site/land banking purposes, with the request that a **CERTIFICATE OF AVAILABILITY OF FUNDS (CAF)** be issued by the office of the City Treasurer and City Accounting in the amount of Twenty Seven Million Two Hundred Twenty One Thousand Seven Hundred Ninety Six Pesos and 35/100 (P27,221,796.35), representing full payment for just compensation including registration expenses, as follows:

Value of the Land	P	26,504,750.00
Registration Expenses:		
Documentary Stamps	P	397,571.25
Transfer Fee		198,787.50
Registration Fee		120,417.60
Entry Fee		90.00
Annotation Fee		90.00
LRF		90.00
		717,046.35
TOTAL P		27,221,796.35


ATTY. DONALD G. DELEGENCIA
OIC-City Legal Office

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

APPRAISAL REPORT

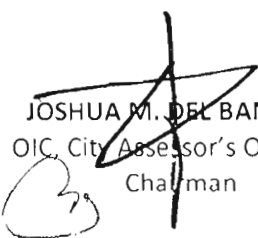
ON A PARCEL OF LAND OFFERED FOR SALE TO THE CITY GOVERNMENT OF CAGAYAN DE ORO FOR
RESETTLEMENT SITE/LAND BANKING PURPOSES LOCATED AT LUMBIA, THIS CITY.

THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT
STANDARDS PURSUANT TO SECTION 5 OF R.A. 8974.

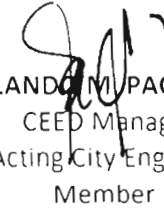
- I - OWNER OF PROPERTY : NECITO B. RABANES
ADDRESS OF OWNERS : Carmen, Cagayan de Oro City
- II - LOCATION OF LAND : Lumbia, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
- (1) Cad. Lot No. 20458 Lot description: Lot 4, Pcs-10-000893
- (2) Title No. TCT No. T-62588 Annex A to A-3
- (3) Area of Lot (Hectares/Square Meters) : 106,019 sq. meters
- (4) Area needed for Public Purposes : 106,019 sq. meters more or less Annex B
- (5) Classification of Lot: Agricultural Source of Information: TD No. G-173257 (2008) Annex C
- (6) Appraisal of Property:
- (a) Schedule of Market Values: P130/sq.m. Year: 2008 Annex D to D-1
- (b) BIR Zonal Value: P155/sq. m.(RR); P20/sq.m.(A50) Year: 2006 Annex E to E-1
- (c) Sales Data: None
- (d) Offer to Sell: P250/sq.m. Annex F
- (e) Government project near the area: Offered for sale to the City Gov't. at P300/sq.m. Annex G
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape is described in the sketch plan & topographic map marked as Annex H to H-1
- V - REFERENCES:
- (a) Transmittal-dated March 27, 2017 from Engr. Rolando M. Pacuribot, Acting City Engineer Annex I
- (b) _____
- (c) _____
- VI - APPRAISAL OF THE COMMITTEE:
- | | | |
|--------------------|-----|---|
| Buildable Area | - | 50,115 sq.m. |
| Non-Buildable Area | -A4 | 38,659 sq.m. |
| | -A5 | 17,245 sq.m. |
| | | <u>106,019 sq.m. x 250/sq.m. = P26,504,750.00</u> |
- VII - REMARKS:
- This cancels previous Appraisal Report dated Feb. 20, 2017, marked as Annex J, is amended per City Mayor's negotiated price to the owners which was confirmed by their new offer submitted at P250/sq.m.; thus the City Appraisal Committee adopted the lowered price from P300/sq.m. (appraisal) to P250/sq.m. (offered price) which is very advantageous to the City Government. Area identified as Non-Buildable will be utilized as Eco Park and other facilities.

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

At Cagayan de Oro City, this 23rd day of March 2017.


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


RAMON ANTONIO R. MENDOZA
Acting City Treasurer
Member


ROLANDO M. PACURIBOT
CEED Manager
Acting City Engineer
Member



Republic of the Philippines
CITY GOVERNMENT OF CAGAYAN DE ORO
City Assessment Department

OFFICE OF THE ASSESSOR

R. Sinfund
5/29/17

1st Indorsement
May 25, 2017

Respectfully forwarded to Hon. Dometilo C. Acenas, Jr., Chairman, Committee on Subdivision & Landed Estate, Office of the City Council, City Hall, this city, the Certification issued May 10, 2017 from Engr. Rolando M. Pacuribot, City Engineer, relative to the Lots 1, 2, 3, 4 all Pcs-10-000893; Lot 20409, Cad. 237, and Lot 20410, Cad. 369-D, offered for sale to the City Government of Cagayan de Oro located at Lumbia, this city, for his information and appropriate action.

JOSHUA M. DEL BANDO
Officer-In-Charge
Chairman, City Appraisal Committee





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

CITY ASSESSMENT DEPARTMENT
RECEIVED
DATE: 5-25-17 TIME: 10:15
BY: [Signature]

CERTIFICATION

TO WHOM THIS MAY CONCERN :

THIS IS TO CERTIFY that as per ocular inspection, site verification and evaluation conducted by the representative of this office, **Lot 1, Lot 2, Lot 3 and Lot 4 all of Pcs-10-000893; Lot 20409, Cad 237, Lot 20410, Cad 369-D** as plotted per lot data submitted to this office with total lot area of 508,874 square meters all located at Lumbia, this city, are lots Offered for Sale to the City Government of Cagayan de Oro per documents submitted by Shelter and Housing Development Multi-Sectoral Task Force through the City Assessment Department.

It is further certified that Topographic Map as plotted per ground survey conducted showed Buildable and Non-Buildable Areas. However, Steep Slopes delineated as Non-Buildable area maybe utilized as Buildable upon Land Development, subject to Engineering Measures to address landslide, soil erosion and stagnation at low lying areas.

This certification is issued upon the request of **JOSHUA M. DEL BANDO**, Chairman, City Appraisal Committee, City Assessors Office.

Issued this 10th day of May 2017, City of Cagayan de Oro, Philippines.


ROLANDO M. PACURIBOT, CE, ME
City Engineer



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



1st Indorsement
May 10, 2017

Respectfully forwarded to **Honorable DOMELITO C. ACENAS JR.** Chairman, Committee on Subdivision and Landed Estate, this city, the herein attached **Site Evaluation Report, Parcel & Topographic Map** relative to the land acquisition covered under **Title Nos. 62585, 62587 & 62588** with a total area of **31.8 hectares** all located at Patpat, Lumbia, this city, recommending for approval.


Engr. ISIDRO G. BORJA
City Planning & Development Coordinator

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY PLANNING AND DEVELOPMENT COORDINATOR
Date Received: MAY 10 2017
By: [Signature]
ACTION TAKEN
[Signature]
[Signature]
[Signature]
[Signature]

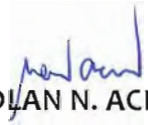


Site Evaluation Report

Date of Inspection	May 5, 2017
Subject	Land covered under Title NoS. 62585, 62588 & 62587 with total area of 31.8 Has for Proposed Housing Settlement.
Location	Patpat Lumbia, this City
Findings/Observations	➤ The subject properties are located within the circumferential of Lumbia proper wherein there are some approved residential subdivisions and housing established in the vicinity, therefore, it is considered as an urbanized area (site is less than 1km from Barangay Site). ➤ Based on the topographic map (see attached Parcel&topographic Map), the 31.8-hectare land has a maximum slope of 18%, thus, the land development does not require much earth moving activities. ➤ The area is far away from high slope (landslide area) and quite a distant from Makahambus Gorge/Cave area.
Recommendation	In view thereof, the said properties are suitable for housing and recommended for approval for land acquisition

Submitted by:


NILO F. GAIB
Planning officer II


ROLAN N. ACLAN
Administrative officer II

Reviewed/approved:


ISDIRO G. BORJA
City Planning & Development Coordinator

File
Republic of the Philippines
City of Cagayan de Oro
CITY HOUSING & URBAN DEVELOPMENT DEPARTMENT
3rd Floor, Executive Building, City Hall
Tel. No.: 880-9698
Email Add: chudd.cdeo@gmail.com
Website: www.cagayandeoro.gov.ph

City of Cagayan de Oro
Office of the City Vice Mayor
Date Received: **OCT 04 2017**
By: *[Signature]*
October 4, 2017
*fwd to Vm Uy;
Furnish all Divisions*
Date: *[Signature]*

HON. RAINIER JOAQUIN V. UY
Vice Mayor
Cagayan de Oro City

Thru: MR. ARTURO S. DE SAN MIGUEL
City Council Secretary

Sir:

This is in connection with all the communications forwarded from your office to Estate Management Division (EMD). I would like to request to direct all communications and address to the office of the City Housing and Urban Development Department-CHUDD particularly on the subject concerning Housing Projects, Land Acquisition and Development/Subdivision Permits.

Thank you.

Respectfully yours,

[Signature]
ENGR. ERMIN STAN B. PIMENTEL
City Housing & Urban Development Officer

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY VICE MAYOR
CITY OF CAGAYAN DE ORO
RECEIVED
DATE: *10/6/17*
TIME: *[Signature]*
BY: *[Signature]*



1st Endorsement
4 October 2017

Respectfully endorsed to **MR. ARTURO S. DE SAN MIGUEL**, City Council secretary this city, the Consolidated letters from the office of the City Housing & Urban Development Department (CHUDD), City Engineer's Office (CEO), City Assessor's Office (CAO), City Legal Office and the letter from Atty. Dale Bryan D. Mordeno.

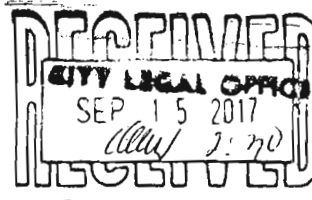
For your information and appropriate action.



ENGR. ERMIN STAN B. PIMENTEL
City Housing & Urban Development Officer



Republic of the Philippines
CITY OF CAGAYAN DE ORO



13 September 2017

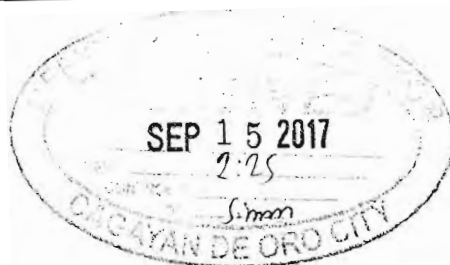
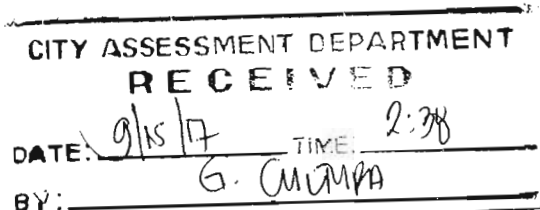
VICE MAYOR RAINEIR JOAQUIN V. UY

And

THE HONORABLE MEMBERS OF THE CITY COUNCIL

City Council Office

Cagayan de Oro City



Dear Sirs and Madams,

Firstly, our sincerest apology to all the members of the City Council for the inconvenience the use of the terms "Buildable" and "Non-Buildable" have caused you. Committee actions, particularly in the Subdivision and Landed Estates Committee and the Finance and Appropriations Committee, on the land acquisition activities of the City and the subsequent City Council Ordinances could have been done faster, we believe, had the said terms not been used. We humbly submit that "Non-Buildable" applies only to the No-Build zones identified by the Government with its Geo-Hazard maps, or pertaining to areas not legal or safe for dwelling. It should not have been applied to the City's current land banking efforts. Again our sincerest apology on the inadvertent use of the said terms.

Many of these subject properties we are processing for acquisition may have slopes of 13 degrees or less. But they can be transformed using the Engineering and Construction Method of Cut and Fill. Our City Engineer's Office has ample equipment to develop these areas. The construction of a school in Barangay Macasandig is a manifest example that what was once a sloping area can be developed into what is now the Macasandig National High School. We also have the Gusa National High School and the Pagalungan National High School. These areas had highly sloping features yet they were developed into what they are today.

In our City's initial effort in Barangay Lumbia, what primarily matters is land suitability. The Andres Pagalan property provides an effective entry point towards the larger areas of Necito Rabanes, Lino Rabanes, the PNB property, and Rogelio Rabanes all of which are contiguous areas apt for what we aim to be the first Township project of the City. As supported by our Topographic Survey, we find it very advantageous on the part of the City Government as far as location is concerned to acquire these properties for our Resettlement Program.

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

RECEIVED

DATE: 9/18/17

TIME: 10:14 am

Secondly, on the Capital Gains Tax, we hereby adopt in toto the letter-opinion of the City Legal Office dated September 7, 2017 as Annex "1" of this presentation.

We also quote the letter-opinion of Atty. Dale Bryan Mordeno dated September 5, 2017: "Under the National Revenue Code of 1997, capital gains tax is a tax that is imposed on earnings the seller has gained from the sale of capital assets (real property). It is conceded that it is the seller who should pay the capital gains. However, the seller is not prevented from passing the burden of capital gains tax to the buyer in exchange for other concessions in the sale of real property. These concessions may include lower price, convenience, expediency in the processing and transfer, etc. In which case, the seller and buyer can agree that the capital gains tax shall be shouldered by the buyer".

"The legality of such arrangement is found in the New Civil Code, Article 1306 which provides that parties to a contract may establish such stipulations, clauses, terms and conditions as they may deem convenient provided they are not contrary to morals, good customs, public order or public policy. Thus, once the seller agrees that the capital gains tax shall be shouldered by the buyer, such agreement is binding and enforceable pursuant to the rule on immutability of contracts".

Thirdly, on Pricing and Zoning. In real property valuation, Appraisal Committees are guided by RA 8974, Section 5 which establish the following factors or standards: 1) The classification and use for which the property is suited; 2) The developmental costs for improving the land; 3) The value declared by the owners; 4) The current selling price of similar lands in the vicinity; 5) The reasonable disturbance compensation for the removal and/or demolition of certain improvements on the land and for the value of improvements thereon; 6) The size, shape or location, tax declaration and zonal valuation of the land; 7) The price of the land as manifested in the ocular findings, oral as well documentary evidence presented; and 8) Such facts and events as to enable the affected property owners to have sufficient funds to acquire similarly situated lands of approximate areas as those required from them by the government, and thereby rehabilitate themselves as early as possible.

In valuing the subject properties for the City's relocation program, the City Appraisal Committee summed up its estimates from the following: 1) They are within our Residential Zone based on our latest Zoning Ordinance duly approved by the City Council (although their land classification are still agricultural as per Tax Declaration, the highest and best use of the properties (HABU) are residential); 2) The offered selling price by the owners are based on per square meter or residential and not on per hectare or agricultural; 3) The current selling price of similar lands in the vicinity; 4) The price of land as manifested in the ocular inspection or the emerging development in adjacent areas, like Barangay Canitoan as a fast rising residential area where Subdivision developers are aggressively acquiring lands; and 5) Other factors like the Schedule of Market Value (SMV) duly approved by the City Council and the BIR Zonal Valuations.

Precedents in all land acquisition efforts of the City Government, including those done in past Administrations, for relocation projects have established that lands were acquired in per square meter. Even the land acquired by the National Housing Authority for its housing project in Pahiron, Lumbia adjacent to the lot of Rizal Gador was bought at a per square meter basis.

Moreover, it must be pointed out that the need for Conversion Clearance from the DAR should be done after these subject lands are already purchased and not before. Admittedly, DAR clearance should be obtained if the subject areas are still classified as agricultural and especially if their actual use is agricultural. But Conversion Clearance before the purchase is inappropriate at this stage because under the DAR Administrative Order No. 01, Series of 2002 which provides the guidelines for land conversion, only landowners and developers may properly apply for Conversion. The City Government, as far as these subject lands are concerned, is not yet a landowner. And though it intends to develop these areas, it needs authorization from these landowners to apply for Conversion Clearance in their behalf which unnecessarily complicates this already tedious land acquisition process. Requiring the present landowners to apply for Conversion, on the other hand, is a stretch considering all they want is sell their properties.

Finally, it has come to our knowledge that Mrs. Fe Rabanes and Atty. Saturnino Bacong, Attorney-in-Fact for the Andres Pagalan property, just recently sent respective letters to Hon. Dometilo Acenas, Jr. as Chair of the Subdivision and Landed Estates Committee and to Hon. Edna M. Dahino as Chair of the Finance Committee. The former offering a lower price for her property and the latter proposing to now assume the payment of the Capital Gains Tax. We hope said letters facilitate such land purchases.

The cause of our relocation program and public service necessitates our unity.

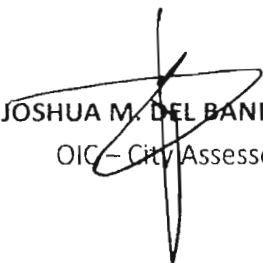
Thank you for your understanding and cooperation.



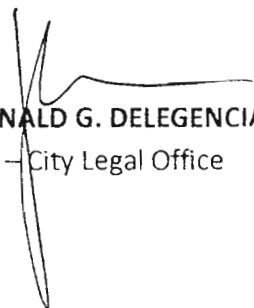
ENGR. ERMIN STAN B. PIMENTEL
Department Head – CHUDD



ENGR. ROLANDO M. PACURIBOT
City Engineer



JOSHUA M. DEL BANDO, REA
OIC – City Assessor



ATTY. DONALD G. DELEGENCIA
OIC – City Legal Office

CC:

HON. OSCAR S. MORENO
City Mayor
2nd Floor, City Hall
Cagayan de Oro City



Republic of the Philippines
CITY OF CAGAYAN DE ORO
CITY ASSESSMENT DEPARTMENT
2nd Floor, City Hall Annex Building
Capistrano Street, Cagayan de Oro City
Tel. No. (088) 857-2256/ 857-3189

September 8, 2017

THE HONORABLE CITY COUNCILORS

City Council, City Hall
Cagayan de Oro City

SIRS/MADAMS:

This refers to the lots offered for sale to the City Government for use as relocation sites for the Housing Programs located at Barangays Canitoan, Lumbia and Pagatpat which was tasked to the City Appraisal Committee for Real Property Valuation.

As a background, the Appraisal Committee was first created thru Executive Order No. 132, dated December 27, 1937, signed by Pres. Manuel L. Quezon, whose composition are: A) City Treasurer – Chairman, B) City Engineer – Member, C) City Auditor – Member. This was amended thru Executive Order No. 214, dated July 10, 1939, signed by Pres. Manuel L. Quezon, whose composition are: A) City Assessor – Chairman, B) City Engineer – Member, C) City Auditor – Member. This was further amended thru Executive Order No. 369, dated September 14, 1989, whose final composition are: A) City Assessor – Chairman, B) City Engineer – Member, C) City Treasurer – Member. This is in line to the provision of Art. III – Section 9 of the Philippines Constitution which states that: Private property shall not be taken for public use without just compensation. The state shall ensure that owner of real property acquired for government infrastructure projects are promptly paid just compensation.

To support this provision: Republic Act No. 8974 – dated November 7, 2000 was signed by President Joseph Ejercito Estrada – An Act to facilitate the acquisition of Road-Right-of-Way, site or location for National Government Infrastructure Projects and for other purposes. This is the law that guides the City Appraisal Committee in its Real Property Valuation, specifically Section 5 which states the provisions, factors and standards of the Assessment of the value of lands subject for Expropriation Proceedings or Negotiated Sale. The following factors or standards being considered are:

- 1) The classification and use for which the property is suited;
- 2) The developmental costs for improving the land;
- 3) The value declared by the owners;
- 4) The current selling price of similar lands in the vicinity;
- 5) The reasonable disturbance compensation for the removal and/or demolition of certain improvements on the land and for the value of improvements thereon;
- 6) The size, shape, or location, tax declaration and zonal valuation of the land;
- 7) The price of the land as manifested in the ocular findings, oral as well as documentary evidence presented; and
- 8) Such facts and events as to enable the affected property owners to have sufficient funds to acquire similarly-situated lands of approximate areas as those required from them by the government, and thereby rehabilitate themselves as early as possible.

Therefore, in valuing the above subject properties, to be acquired by the City Government, the observation of the City Appraisal Committee are:

- 1) That although the land classification as per Tax Declaration is still agricultural, the highest and best use of the property (HABU) is that it is suited for residential use as per Certification from the City Planning & Development Office (Attached to the Appraisal Report of Lino Rabanes) is that the lots are within the Residential Zone base on our latest Zoning Ordinance duly approved by the City Council.
- 2) That the value declared by the owners or the offered selling price is based on per square meter or residential and not by hectares or agricultural.

Republic of the Philippines
CITY OF CAGAYAN DE ORO
CITY ASSESSMENT DEPARTMENT
2nd Floor, City Hall Annex Building
Capistrano Street, Cagayan de Oro City
Tel. No. (088) 857-2256/ 857-3189

- 3) The current selling price of similar lands in the vicinity or section was also considered in the valuation and this lot was offered or sold by owners to different private buyers, based on per square meter or residential.
- 4) The price of land as manifested in the ocular inspection or the current development in the area or adjacent lots, Barangays Lumbia, Canitoan is fast rising as a residential area where several subdivision developers were busy and aggressively acquiring lands for residential development.
- 5) All other factors were also considered like Schedule of Market Value (SMV) duly approved by the City Council, and the BIR Zonal Valuations.

Precedents or similar Relocation Projects acquired by the City Government during previous Administrations were also acquired and valued in per square meter or as residential valuations, such as:

- 1) Lot of Pedro N. Roa located at Brgy. Canitoan with an area of 474,961 square meters was acquired at P160.00/sqm. On November 23, 1998.
- 2) Lot of Pedro N. Roa located at Brgy. Pagatpat with an area of 160,000 sqm. was acquired at P250.00/sqm. on August 24, 2012.
- 3) Lot of Virgilio Ozoa located at Brgy. Balubal with an area of 69,222 sqm. was acquired at P150.00/sqm. on October 4, 2012 – Balubal Relocation Sites.
- 4) Lot of Hrs. Rizal Gador, located at Pahiron, Lumbia with an area of 76,402 sqm. was acquired at P265.00/sqm. on December 15, 2016.

These lots classification are agricultural prior to the purchase of the City Government.

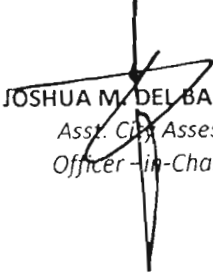
Even in National Government Housing Project administered by the National Housing Authority, the lot they acquired which is also located at Pahiron, Lumbia adjacent to the lot of Rizal Gador, it was bought at per sqm. or residential, and not by hectares or of agricultural valuations.

As per records available of the City Appraisal Committee, lots acquired by the City Government was valued per square meters and none ever that lot was offered for sale by the owner or acquired by the City Government of Cagayan de Oro in the valuation of by hectares.

The City Appraisal Committee has a mandate to protect the interest of the City Government in valuing the lot offered for sale or acquired by the City Gov't. applying the principle of just and fair valuation. However, we are also bound to protect the rights of the owner by according the same protections guaranteed by the Philippines Constitution particularly, Article III, Section 9.

Thank you very much.

Very truly yours,


JOSHUA M. DEL BANDO, REA
Ass't. City Assessor
Officer-in-Charge



Republic of the Philippines
CITY OF CAGAYAN DE ORO
CITY LEGAL OFFICE

CH400

07 September 2017

THE HONORABLE MEMBERS OF THE CITY COUNCIL

City Council Office
Cagayan de Oro City

Thru : HON. RAINEIR JOAQUIN V. UY
City Vice Mayor
Office of the City Vice Mayor
City Hall, Cagayan de Oro City

Dear Hon. Uy:

This pertains to the request for a legal opinion, which you requested during our 05 September 2017 meeting, concerning the following matters, to wit:

1. The legal definition of the term non-buildable; and
2. Letter Legal Opinion of Atty. Dale Bryan D. Mordeno ("Mordeno") regarding the assumption of the Capital Gains Tax by the City Government for land acquisition.

In this regard, set forth below are the results of our research and study on the aforesaid matters:

THE LEGAL DEFINITION OF THE TERM "NON-BUILDABLE"

The term "Non-Buildable" appears to be an engineering term and that our existing laws and jurisprudence does not provide for a specific definition for the same. Our laws and jurisprudence normally uses the term "Non-Buildable" in the context of expressing a prohibition or stating a policy against the erecting or building of structures in certain types of land or property.

Pertinent to the foregoing is the provisions of P.D. 1216¹ which explicitly provides that: "open spaces are for public use and are, therefore, beyond the commerce of men and that [the] areas reserved for parks, playgrounds and recreational use shall be non-alienable public lands, and non-buildable."

Another example is P.D. 1067 or The Water Code of the Philippines which provides:

"Art. 51. The banks of rivers and streams and the shores of the seas and lakes throughout their entire length and within a zone of three (3) meters in urban areas, twenty (20) meters in agricultural areas and forty (40) meters in forest areas, along their margins, are subject to the easement of public use in the interest of recreation, navigation, floatage, fishing and salvage. No person shall be allowed to stay in this zone longer than what is necessary for recreation, navigation, floatage, fishing or salvage or to build structures of any kind.

¹ DEFINING "OPEN SPACE" IN RESIDENTIAL SUBDIVISIONS AND AMENDING SECTION 31 OF PRESIDENTIAL DECREE NO. 957 REQUIRING SUBDIVISION OWNERS TO PROVIDE ROADS, ALLEYS, SIDEWALKS AND RESERVE OPEN SPACE FOR PARKS OR RECREATIONAL USE [Section 2 amending Section 31 of P.D. 957]

Meanwhile, Section 105 of P.D. 1096 ("National Building Code of the Philippines") provides for the site requirements where buildings or improvements are allowed. The land or site upon which will be constructed any building or structure, or any ancillary or auxiliary facility thereto, shall be sanitary, hygienic or safe. In the case of sites or buildings intended for use as human habitation or abode, the same shall be at a safe distance, as determined by competent authorities, from streams or bodies of water and/or sources of air considered to be polluted; from a volcano or volcanic site and/or any other building considered to be a potential source of fire or explosion.

Under R.A. 7279 (otherwise known as the Urban Development and Housing Act of 1992), which was enacted to uplift the living conditions in the poorer sections of the communities in urban areas and was envisioned to be the antidote to the pernicious problem of squatting in the metropolis, all local government units (LGUs) are mandated to evict and demolish persons or entities occupying danger areas such as esteros, railroad tracks, garbage dumps, riverbanks, shorelines, waterways, and other public places such as sidewalks, roads, parks, and playgrounds.

Finally, considering that the land proposed to be acquired is in connection with the City Government's implementation of its existing relocation program, it is worth enumerating the lands which are explicitly excluded from being covered under the socialized housing program of the state as provided for under Section 5 of R.A. 7279, otherwise known as the Urban Development and Housing Act of 1992, to wit:

(a) Those included in the coverage of Republic Act No. 6657, otherwise known as the Comprehensive Agrarian Reform Law;

(b) Those actually used for national defense and security of the State;

(c) Those used, reserved or otherwise set aside for government offices, facilities and other installations, whether owned by the National Government, its agencies and instrumentalities, including government owned or-controlled corporations, or by the local government units: Provided, however, That the lands herein mentioned, or portions thereof, which have not been used for the purpose for which they have been reserved or set aside for the past ten (10) years from the effectivity of this Act, shall be covered by this Act;

(d) Those used or set aside for parks, reserves for flora and fauna, forests and watersheds, and other areas necessary to maintain ecological balance or environmental protection, as determined and certified to by the proper government agency; and

(e) Those actually and primarily used for religious, charitable, or educational purposes, cultural and historical sites, hospitals and health centers, and cemeteries or memorial parks. The exemptions provided do not apply when the use or purpose of the abovementioned lands has ceased to exist.

On this note, this Office is unaware of any information that the portion of the land that the City Appraisal Committee defined as "Non-Buildable" falls under the lands or properties classified or mentioned in the above discussions. Thus, to our mind, the term "Non-Buildable" as used by the City Appraisal Committee is technical in character and requires an engineering interpretation or solution (if necessary). Accordingly, we would defer to the actual finding, comment and/or opinion of the City Engineer's Office on the matter.

THE LETTER-OPINION OF ATTY. MORDENO RE: CAPITAL GAINS TAXES

With respect to Letter-Opinion dated 05 September 2017 of Atty. Mordeno, this Office finds the same to be in consonance with our previous legal opinion and certification which we issued in compliance with the request of the City Council. (See attached **ANNEXES "1" and "2"**).

Furthermore, we would like to point out that the term "parties to a contract who may enter into stipulations" under the New Civil Code of the Philippines includes juridical persons such as municipal corporations like the City Government.

In contrast to the case of Republic vs. Spouse Salvador (G.R. No. 205428, 07 June 2017), it is worthy to note the ruling of the Supreme Court in Republic vs. Soriano (G.R. No. 211666, 25 February 2015) wherein it held that notwithstanding the National Internal Revenue Code provision that the Seller is liable for documentary stamp taxes, by implication, the government may be liable for documentary stamp taxes in case of agreement and/or if the same has been a part of its Citizen's Charter/Policy, to wit:

"In this case, there is no agreement as to the party liable for the documentary stamp tax due on the sale of the land to be expropriated. But while petitioner rejects any liability for the same, this Court must take note of petitioner's Citizen's Charter, which functions as a guide for the procedure to be taken by the DPWH in acquiring real property through expropriation under RA 8974. The Citizen's Charter, issued by petitioner DPWH itself on December 4, 2013, explicitly provides that the documentary stamp tax, transfer tax, and registration fee due on the transfer of the title of land in the name of the Republic shall be shouldered by the implementing agency of the DPWH, while the capital gains tax shall be paid by the affected property owner. Thus, while there is no specific agreement between petitioner and respondent, petitioner's issuance of the Citizen's Charter serves as its notice to the public as to the procedure it shall generally take in cases of expropriation under RA 8974. Accordingly, it will be rather unjust for this Court to blindly accede to petitioner's vague rejection of liability in the face of its issuance of the Citizen's Charter, which contains a clear and unequivocal assumption of accountability for the documentary stamp tax. Had petitioner provided this Court with more convincing basis, apart from a mere citation of an indefinite provision of the 1997 NIRC, showing that it should be respondent-seller who shall be liable for the documentary stamp tax due on the sale of the subject property, its rejection of the payment of the same could have been sustained."

It is also important to emphasize that the case of Republic vs. Spouse Salvador is not applicable in the present situation considering that the said case involves expropriation proceedings (forced sale) while the present situation involves a negotiated sale wherein the parties are given the right to freely enter into any stipulations provided said stipulations are not contrary to law, morals, good customs, public order or public policy. It must also be understood that the issue involved in the Republic vs. Spouse Salvador case was whether the capital gains tax may be included or form part of the award of consequential damages. The Supreme Court in rejecting the award of consequential damages simply said that no evidence was submitted to prove any impairment or decrease in value of the subject property as a result of the expropriation. Thus, due to the lack of evidence, the Supreme Court simply applied the general rule and stated that: "Thus, it has been held that since capital gains is a tax on passive income, it is the seller, not the buyer, who **generally** would shoulder the tax." (Emphasis ours)

Based on the foregoing, it cannot be gainsaid that capital gains tax being shouldered by the seller is not mandatory and simply the general rule; and that parties may agree to the contrary and have the buyer shoulder the same. Accordingly, this Office sees no legal impediment that would prevent the City Government from agreeing to shoulder the payment of capital gains tax and documentary stamp. Such agreement or stipulation would be legal and binding upon the City Government.

For your information and appropriate action.

Very truly yours,

ATTY. DONALD G. DELEGENCIA
OIC, City Legal Office

CC:

ENGR. ERMIN STAN B. PIMENTEL

City Housing and Urban Development Department
3rd Floor, Executive Building, City Hall, Cagayan de Oro City

MR. JOSHUA M. DEL BANDO

Chairman, City Appraisal Committee
City Assessor's Office
2nd Floor, Executive Building, City Hall, Cagayan de Oro City

ENGR. ROLANDO M. PACURIBOT

City Engineer
Office of the City Engineer
Kauswagan, Cagayan de Oro City



Republic of the Philippines
CITY OF CAGAYAN DE ORO

OFFICE OF THE CITY ENGINEER

September 7, 2017

THE HONORABLE MEMBERS OF THE CITY COUNCIL

City Council Office
Cagayan de Oro City

Sirs/Madams:

This pertains to the issues and concerns raised in the purchase of lands intended for the Housing Program of the City Government.

One of the questions raised in objecting to the purchase of particular lots is the "Non-Buildable" features of such lots. In order to foster common understanding on this, we propose that instead of "Non-Buildable" we use the term "Slope". Sloping lands are then classified into:

- Highly Sloping, which has a higher steepness and very expensive to develop, hence its purchase is not recommended for our purpose, and
- Sloping, which can be fully developed and has a slope of 13 degrees or less.

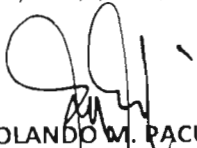
Sloping lots with a slope of 13 degrees or less can be fully developed using the Engineering and Construction Method of Cut and Fill. The City Engineer's Office has enough equipment to develop them.

The construction of the Macasandig National High School is a clear instance that the area which was once a sloping land was developed into the present Macasandig National High School. We also have the Gusa National High School and the Pagalungan National High School.

We already had conducted the Topographic surveys of the lots in question and we find the offers very advantageous on the part of the City Government as far as location is concerned. It might be noted that some private development entities would be more than willing to acquire these properties at much higher costs, hence this earnest plea for your favorable approval in the acquisition of the same.

Thank you very much.

Very truly yours,


ROLANDO M. PACURIBOT
City Engineer



Republic of the Philippines
CITY OF CAGAYAN DE ORO

OFFICE OF THE CITY ENGINEER

September 7, 2017

THE HONORABLE MEMBERS OF THE CITY COUNCIL

City Council Office
Cagayan de Oro City

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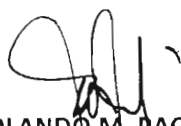
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Thank you very much.

Very truly yours,


ROLANDO M. RACURIBOT
City Engineer



Republic of the Philippines
CITY OF CAGAYAN DE ORO

OFFICE OF THE CITY ENGINEER

September 7, 2017

THE HONORABLE MEMBERS OF THE CITY COUNCIL

City Council Office
Cagayan de Oro City

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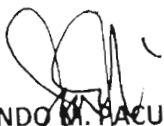
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Thank you very much.

Very truly yours,


ROLANDO M. PACURIBOT
City Engineer

Tabor Mordeno Tani-Gan
Sumicad-Huerbana Suan Mordeno & Agustin
COUNSELORS-AT-LAW

1000 Dongallo Compound, Arch. Bishop Hayes Extension, Camamanan 9000 Cagayan de Oro City, Philippines
Tel. Nos. (08822) 721263 and (088) 82

September 3, 2017

The City Council
Office of the City Council
Cagayan de Oro City

Thru: Hon. Joaquin ~~Francisco~~ Uy
Vice Mayor & Presiding Officer
Office of the City Council
Cagayan de Oro City

Subj: LINO RABANES PROPERTY

Gentlemen:

Further to our discussion on the issue of CAPITAL GAINS TAX involving the above-property, you may find the following legal points helpful, to wit:

1. Under the National Internal Revenue Code of 1997, capital gains tax is a tax that is imposed on earnings the seller has gained from the sale of capital assets (real property). It is charged at a flat tax rate of 6% of the gross selling price, and must be paid within 30 days after the transaction. Thus, from this legal provision, it is conceded that in cases of sale of real property, it is the SELLER who should pay the capital gains tax.
2. However, the seller is not prevented from passing the burden of capital gains tax to the BUYER in exchange for other concession in the sale of real property. These concessions may include, lower price, convenience, expediency in the processing and transfer, etc. In which case, the SELLER and BUYER can agree that the capital gains tax shall be shouldered by the BUYER.
3. The legality of such arrangement is found in the New Civil Code. Article 1306 on stipulation of contracts and Article 1315 on conditions, provide as follows: "The parties to a contract may establish such stipulations, conditions, clauses and agreements as they may deem convenient, provided they are not contrary to law, morals, good customs, public order or public policy."
4. Thus, once the SELLER agrees that the capital gains tax will be shouldered by the BUYER, such agreement is binding and enforceable pursuant to the principle on immutability of contracts.

I hope you find the foregoing in order.

Thank you

Very Truly Yours,


DALE BRYAN D. MORDENO



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



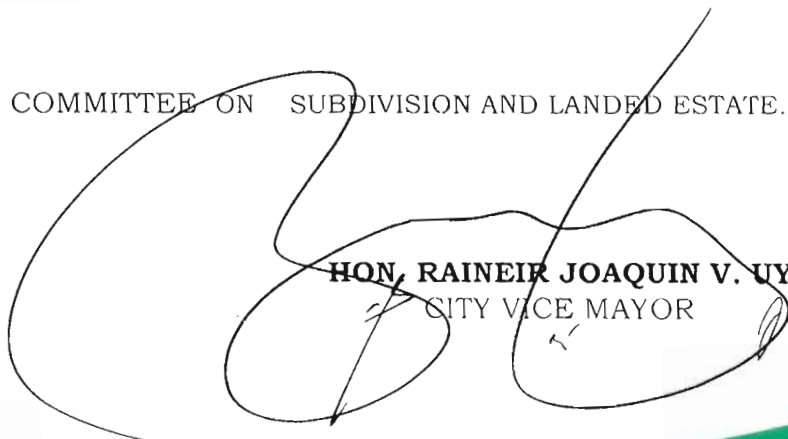
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: April 11, 2017

FROM: CITY HOUSING & URBAN DEVELOPMENT DEPARTMENT

SUBJECT MATTER: COPY OF THE SUBDIVISION PLAN WITH TECHNICAL DESCRIPTION FROM THE CITY ENGINEERS OFFICE THE LOT OF SPS. CELESTINO/MARTINA MEWRCADO, ET.AL., LOCATED AT SITIO PATPAT, THIS CITY.

ACTION: REFER TO COMMITTEE ON SUBDIVISION AND LANDED ESTATE.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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



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

DATE: February 2, 2017

From: CMO

Subject: LFC NO. 005-2017 WITH CORRESPONDING CAF NO. 003-2017, RE: RESOLUTION RECOMMENDING FAVORABLE APPROVAL TO APPROPRIATE AN AMOUNT OF 23,760,740.20, CHARGEABLE AGAINST CURRENT APPROPRIATION NON-OFFICE: LAND ACQUISITION/EXPROPRIATION, TO COVER FULL PAYMENT OF JUST COMPENSATION INCLUDING REGISTRATION EXPENSES OF LOT NOS. 3161-A AND CREEKS (SUBJECT LOTS), LOCATED AT TAGMATAY, CANITOAN & PAGATPAT, CAGAYAN DE ORO CITY, OWNED BY SPS. CELESTINO MERCADO & MARTINA D. MERCADO, WITH THE TOTAL AREA OF 130 SQ.M., FOR RELOCATION SITE PURPOSES LOCATED AT CANITOAN AND PAGATPAT, THIS CITY. 166

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

ZALDY O. OCON
CITY COUNCILOR
ACTING CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines

Cagayan de Oro City

OFFICE OF THE CITY MAYOR

4th Indorsement

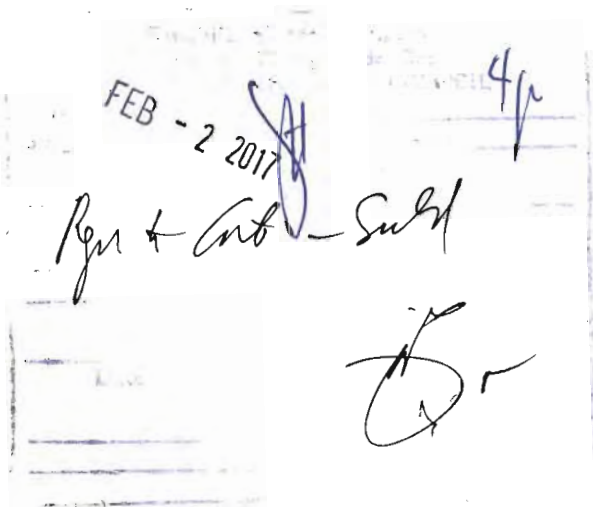
01 February 2017

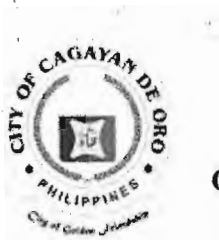
Respectfully transmitted to **The Honorable Members of the City Council** through **City Vice Mayor RAINIER JOAQUIN V. UY**, the attached Local Finance Committee Resolution No. 005-2017, with corresponding Certificate of Availability of Funds No. 003-2017, to wit:

re: "RESOLUTION RECOMMENDING FAVORABLE APPROVAL TO APPROPRIATE AN AMOUNT OF ₱23,760,740.20, CHARGEABLE AGAINST CURRENT APPROPRIATION "NON-OFFICE: LAND ACQUISITION/ EXPROPRIATION, TO COVER FULL PAYMENT JUST COMPENSATION INCLUDING REGISTRATION EXPENSES OF LOT NOS. 3161-A & C AND CREEKS ("SUBJECT LOTS"), LOCATED AT TAGMATAY, CANITOAN & PAGATPAT, CAGAYAN DE ORO CITY, OWNED BY SPS. CELESTINO MERCADO & MARTINA D. MERCADO, WITH THE TOTAL AREA OF 130,166 SQ.M., FOR RELOCATION SITE PURPOSES LOCATED AT CANITOAN AND PAGATPAT, THIS CITY".

Hereby requesting inclusion on the agenda for the forthcoming City Council Session, for passage of appropriate Ordinance.


OSCAR S. MORENO
City Mayor





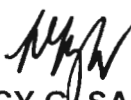
Republic of the Philippines
Cagayan de Oro City

OFFICE OF THE CITY BUDGET OFFICE

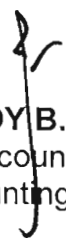
CERTIFICATION

THIS IS TO CERTIFY that the amount of ₱ 23,760,740.20 from Current Appropriation, Non-Office: Land Acquisition/ Expropriation to cover payment of just compensation including registration expenses of the lot owned by Sps. Celestino Mercado & Martina D. Mercado located at Tagmatay, Canitoan & Pagatpat, this City, for relocation site purposes located at Canitoan and Pagatpat, this City, is available.

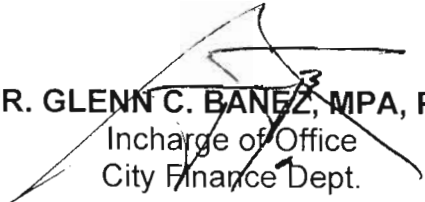
Issued this 30th day of January, 2017, pursuant to Local Finance Committee Resolution No. 005-2017.


ATTY. PERCY G. SALAZAR

City Budget Officer
CAF - 003- 2017


ATTY. BEDA JOY B. ELOT, CPA

City Accountant
City Accounting Office


MR. GLENN C. BANEZ, MPA, Ph.D

Incharge of Office
City Finance Dept.



LOCAL FINANCE COMMITTEE

RESOLUTION NO. 005-2017

RESOLUTION RECOMMENDING FAVORABLE APPROVAL FOR THE ISSUANCE OF THE CERTIFICATE OF AVAILABILITY OF FUNDS APPROPRIATING THE AMOUNT OF ₱23,760,740.20, CHARGEABLE AGAINST CURRENT APPROPRIATION "NON-OFFICE: LAND ACQUISITION/ EXPROPRIATION", TO COVER FULL PAYMENT JUST COMPENSATION INCLUDING REGISTRATION EXPENSES OF LOT NOS. 3161-A & C AND CREEKS ("SUBJECT LOTS"), LOCATED AT TAGMATAY, CANITOAN & PAGATPAT, CAGAYAN DE ORO CITY, OWNED BY SPS. CELESTINO MERCADO & MARTINA D. MERCADO, WITH THE TOTAL AREA OF 130,166 SQ.M., FOR RELOCATION SITE PURPOSES LOCATED AT CANITOAN AND PAGATPAT, THIS CITY;

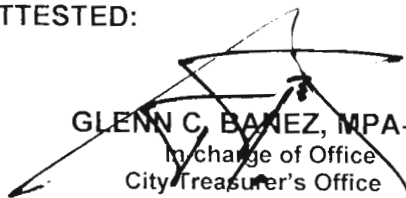
WHEREAS, it was presented to the Committee, the indorsement from Atty. Reymond Q. Villablanca, Asst. City Legal Officer, this City, requesting for the issuance of Certificate of Availability of Funds amounting to ₱23,760,740.20, to cover full payment just compensation including registration expenses of Lot Nos. 3161-A & C and Creeks ("Subject Lots"), located at Tagmatay, Canitoan & Pagatpat, Cagayan de Oro City, owned by Sps. Celestino Mercado & Martina D. Mercado, with the total area of 130,166 sq.m., for Relocation Site purposes located at Canitoan and Pagatpat, this City.

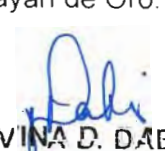
WHEREAS, it was discussed to charge against Current Appropriation "Non-Office: Land Acquisition/Expropriation" the aforementioned claims, subject to approval and recommendation of His Honor Oscar S. Moreno, City Mayor for favorable approval of a legislative action;

WHEREFORE, with unanimous motion duly seconded by all members present, the Committee resolved as it is hereby resolved, recommending favorable approval for the issuance of the Certificate of Availability of Funds appropriating the amount of ₱23,760,740.20, chargeable against Current Appropriation "Non-Office: Land Acquisition/ Expropriation", to cover full payment just compensation including registration expenses of Lot Nos. 3161-A & C and Creeks ("Subject Lots"), located at Tagmatay, Canitoan & Pagatpat, Cagayan de Oro City, owned by Sps. Celestino Mercado & Martina D. Mercado, with the total area of 130,166 sq.m., for Relocation Site purposes located at Canitoan and Pagatpat, this City.

Done this 25th day of January, 2017 at the City of Cagayan de Oro.

ATTESTED:


GLENN C. BANEZ, MPA-PhD
In charge of Office
City Treasurer's Office
Chairman, Local Finance Committee


DIVINA D. DABLO
LFC Secretary-Designate



Republic of the Philippines
CITY LEGAL OFFICE
Cagayan de Oro City

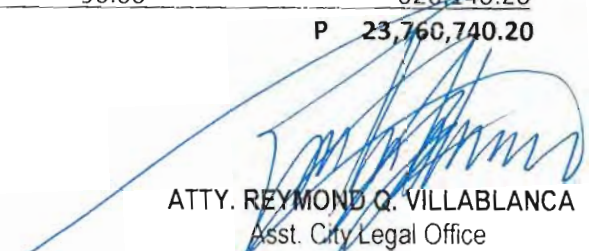


2nd Indorsement
11 January 2017

Respectfully forwarded to Glen C. Banez, MPA, Ph. D., Chairman, Committee on Local Finance, this city, the herein attached pertinent documents of Lot Nos. 3161-A&C and Creeks ("Subject Lots"), located at Tagmatay, Canitoan & Pagatpat, Cagayan de Oro City, owned by Sps. Celestino Mercado & Martina D. Mercado, with a total area of One Hundred Thirty Thousand One Hundred Sixty Six (130,166) square meters, offered for sale to the City Government of Cagayan de Oro for Relocation Site purposes located at Canitoan and Pagatpat, with the request that a CERTIFICATE OF AVAILABILITY OF FUNDS (CAF) be issued by the Office of the City Treasurer and City Accounting in the amount of **Twenty Three Million Seven Hundred Sixty Thousand Seven Hundred Forty Pesos and 20/100 (P23,760,740.20)**, representing full payment of just compensation including registration expenses.

Value of the land : Lot Nos. 3161-A&C and Creeks : P 23,134,600.00
Registration Expenses:

Documentary Stamp	P 347,019.00	
Transfer fee	173,509.50	
Registration fee	105,341.70	
LRF	90.00	
Entry fee	90.00	
Annotation fee	90.00	626,140.20
		P 23,760,740.20


ATTY. REYMOND Q. VILLABLANCA
Asst. City Legal Office

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

APPRAISAL REPORT

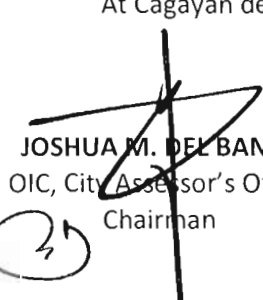
ON A PARCEL OF LAND OFFERED FOR SALE TO THE CITY GOVERNMENT OF CAGAYAN DE ORO FOR RELOCATION SITE PURPOSES LOCATED AT CANITOAN & PAGATPAT, THIS CITY.

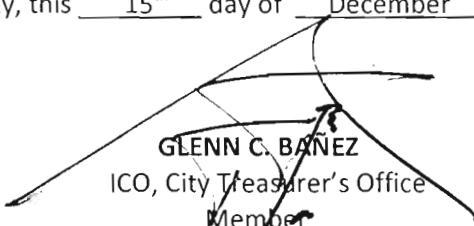
THE DETERMINATION OF JUST COMPENSATION WAS MADE IN ACCORDANCE WITH THE RELEVANT STANDARDS PURSUANT TO SECTION 5 OF R.A. 8974.

- I - OWNER OF PROPERTY : SPS. CELESTINO MERCADO & MARTINA D. MERCADO
ADDRESS OF OWNERS : Carmen, Cagayan de Oro City
- II - LOCATION OF LAND : Tagmatay, Canitoan & Pagatpat, Cagayan de Oro City
- III - DESCRIPTION OF LAND:
(1) Cad. Lot No. 3161 C-2 Lot description: Lot 3161-A & C
(2) Title No. TCT No. T-143166 & T-143167 *Annex A to A-2*
(3) Area of Lot (Hectares/Square Meters) : a total of 141,134 sq. meters
(4) Area needed for Public Purposes : a total of 130,166 sq. meters more or less
(5) Classification of Lot: Agricultural Source of Information: TD # G-206954 & G-141796 *Annex B to B-1*
(6) Appraisal of Property:
(a) Schedule of Market Values: P280/sq.m. & P130/sq.m. Year: 2008 *Annex C to C-1*
(b) BIR Zonal Value: P110/sq. m.(RR); P80/sq.m.(A50) Year: 2006 *Annex D to D-1*
(c) Sales Data: None
(d) Offer to Sell: P300/sq.m. *Annex E to E-2*
(e) Government project near the area: Road opening going to CDORSHIP 4 at P200/sq.m. *Annex F*
- IV - Size, Shape or Location of Land:
Comment of the Committee: This lot is located in the rural barangay, its size and shape is described in the subdivision plan marked as Annex G.
- V - REFERENCES:
(a) Transmittal dated Oct. 11, 2016 from Engr. Rolando M. Pacuribot, Acting City Engineer *Annex H*
(b) Subdivision Plan *Annex G*
(c) Photographs *Annex I*
- VI - APPRAISAL OF THE COMMITTEE:
- | | | | | | | |
|--|---|--------------|---|------------|----------|-----------------------|
| Lot 3161-A | - | 58,546 sq.m. | x | P200/sq.m. | = | P11,709,200.00 |
| Lot 3161-C | - | 57,127 sq.m. | x | 200/sq.m. | = | 11,425,400.00 |
| Creeks | - | 14,493 sq.m. | | | | - |
| 130,166 sq.m. Total Appraised Value | | | | | = | P23,134,600.00 |
- VII - REMARKS:
This cancels previous Appraisal Report dated September 7, 2016, marked as Annex J.
There is a correction of area affected from 130,186 sq.m. to 130,166 sq.m. and the area designated as Dried Creek & Pamalihi Creek from 13,406 sq.m. to 14,493 sq. meters per new subdivision plan submitted to this committee.

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

At Cagayan de Oro City, this 15th day of December 2016.


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


GLENN C. BANEZ
ICO, City Treasurer's Office
Member


ROLANDO M. PACURIBOT
CEED Manager, Acting City Engineer
Member

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF JUSTICE
Land Registration Authority
QUEZON CITY

REGISTRY OF DEEDS FOR THE CAGAYAN DE ORO CITY

Transfer Certificate of Title

No. I-143167

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

A PARCEL OF LAND (Lot 3181-C, Psd-10-006186, being a portion of Lot 3161, Cad-237, Cagayan Cadastre), situated in the Barrio of Pagatpat, City of Cagayan de Oro, Island of Mindanao. Bounded on the NW., along line 1-2 by Forest Zone, on the NE., along line 2-3 by Lot 3160, Cad-237, Cagayan Cadastre, along lines 3-4-5-6-7 and on the SE & SW., along lines 7 to 21 by Calaan Creek, along lines 21-22-23 by Lot 3162, Cad-237, Cagayan Cadastre.

Is registered in accordance with the provisions of section 103 of the Property Registration Decree in the name of:

SPS. CELESTINO MERCADO and MARTINA D. MERCADO

subject to the provisions of the said Property Registration Decree and the Public Land Act, as well as to those of the Mining Laws, if the land is mineral, and subject, further, to such conditions contained in the original title as may be subsisting, and to

IT IS FURTHER CERTIFIED that said land was originally registered on the 28th day of October, in the year nineteen hundred and seventy, in Registration Book No. P-5, page 22, of the Office of the Register of Deeds of Misamis Oriental, as Original Certificate of Title No. P-892, pursuant to a Free patent, in the name of Paulino Bonet, granted by the President of the Philippines, on the 23rd day of March, in the year nineteen hundred and twenty, under Act No. 492.

This certificate is a transfer from Transfer Certificate of Title No. P-892 which is cancelled by virtue hereof in so far as the above described land is concerned.

Entered at the City of Cagayan de Oro, Philippines, on the 28th day of January, in the year two thousand and one, at 4:30 p.m.

BONAFIDE D. LEYSON

Registrar of Deeds, IV.
(Register of Deeds)

(Owner's Postal Address)

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

It is hereby certified that this is a true electronic copy of the document on file in Registry of Deeds of Cagayan de Oro City, which consists of 4 page(s). This is a system generated Certified True Copy, and does not require a manually-affixed signature. Issued at Registry of Deeds of Cagayan de Oro City. Requested By: L. SORIANO

Ref. No. : 2016017281 OR No. : 1012389152

Date : 12/12/2016 OR Date : Dec 12 2016

Time : 12:24:48 PM

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

along line 23-1 by Lot 3161-B, of the Subdivision plan Psd-10-006180. Beginning at the point marked "1" on the plan being N. 49 deg. 26'E.. 682.04 m. from BLIM No. 49, Cad-237, THENCE;

1-2 N. 30 deg. 58'E., 312.02 m.	13-14 S. 1 deg. 12'E., 51.64 m.
2-3 S. 45 deg. 49'E., 131.97 m.	14-15 S. 29 deg. 04'E., 84.98 m.
3-4 S. 28 deg. 11'W., 42.40 m.	15-16 S. 37 deg. 21'E., 64.87 m.
4-5 S. 42 deg. 22'E., 33.66 m.	16-17 S. 57 deg. 58'E., 37.19 m.
5-6 S. 53 deg. 36'E., 87.29 m.	17-18 S. 39 deg. 27'E., 33.92 m.
6-7 S. 16 deg. 52'E., 32.41 m.	18-19 S. 34 deg. 22'W., 5.14 m.
7-8 N. 41 deg. 06'W., 68.12 m.	19-20 N. 70 deg. 18'W., 92.85 m.
8-9 S. 82 deg. 00'W., 40.80 m.	20-21 S. 78 deg. 13'W., 32.29 m.
9-10 N. 58 deg. 52'W., 25.30 m.	21-22 N. 50 deg. 50'W., 105.52 m.
10-11 N. 57 deg. 39'W., 40.21 m.	22-23 N. 24 deg. 20'W., 51.15 m.
11-12 S. 73 deg. 14'W., 46.97 m.	23-1 N. 18 deg. 47'W., 121.37 m.
12-13 S. 49 deg. 45'W., 30.36 m.	

Verified By:

EXAMINED BY:

Case No. 303742 - Letter for Notice of Lis Pendens Atty. Rolando B. Marabao, Plaintiff's Counsel, in Civil Case No. 99-014, Heirs of Beleno Demetrio, et al., versus Heirs of Celestino Mercado & Martinez Demetrio-Mercado, for Judicial Partition & Accounting, Regional Trial Court, Branch 41, of Cagayan de Oro City.

(SGD) BONAFARE D. LEYSON

EXAMINED BY:

BENECIO S. TOMAMPO:
Land Reg. Examiner

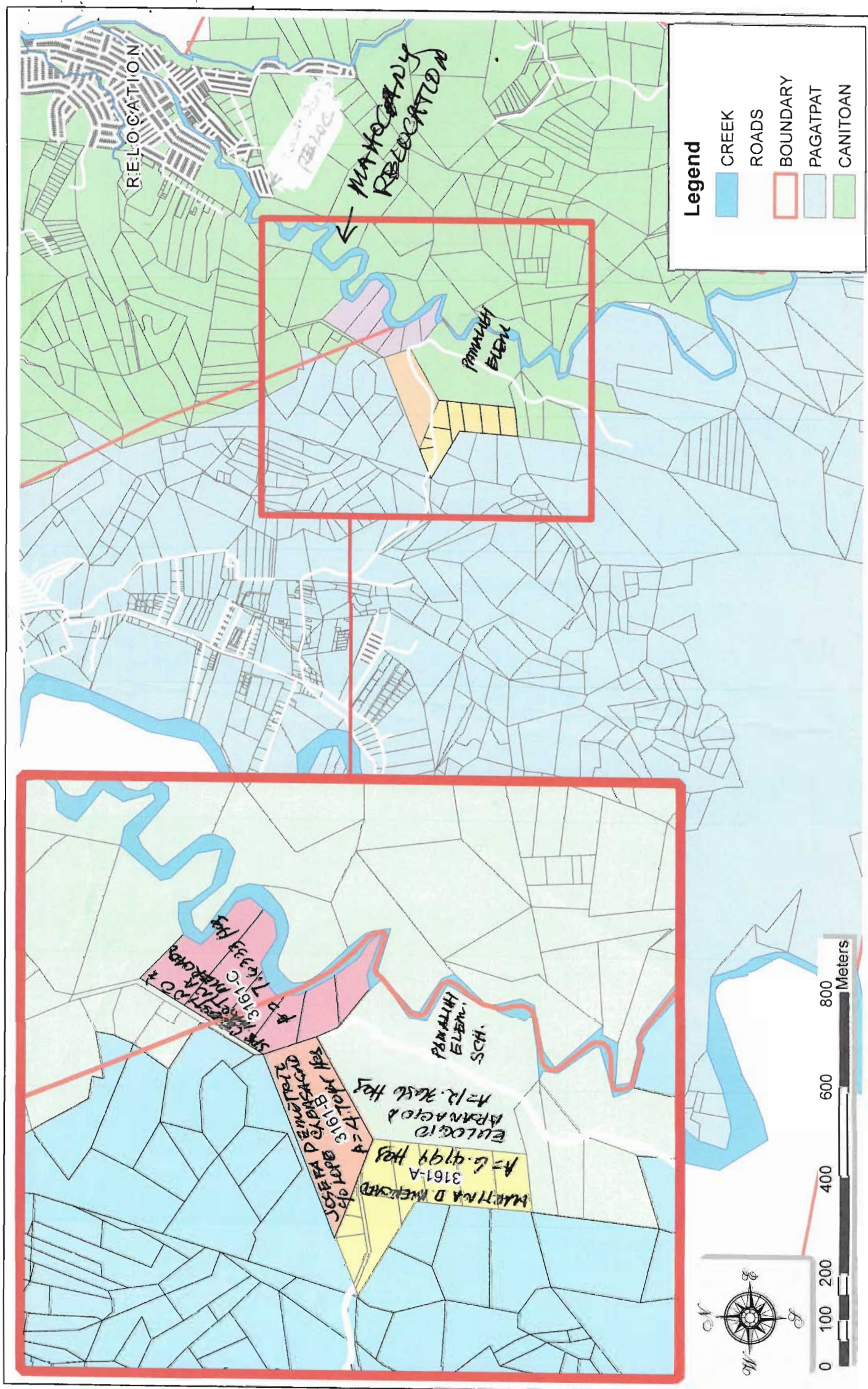
(Memorandum of Encumbrances continued on Page -B)
(7) RECEIVED BY: continued on Additional Sheet Page -)

Signature _____

Name: _____

Date:

Review of Deeds





Republic of the Philippines
CITY OF CAGAYAN DE ORO

CITY LEGAL OFFICE

Republic of the Philippines
CITY OF CAGAYAN DE ORO
Date Received: **JUL - 6 2017**
By: *[Signature]*
30 June 2017 *[Signature]*
[Signature]

HON. DOMETILO C. ACENAS JR.

City Councilor
Chairman, Committee on Subdivision and Landed Estates
Office of the City Council
Cagayan de Oro City

THRU: MARIA CARLA LARRAZABAL-LICAYAN

Local Legislative Staff Officer V
Chief, Legislative Committees Division
Cagayan de Oro City Council

Dear Hon. Acenas:

This pertains to your request during the Committee Meeting on Subdivision and Landed Estate last 28 June 2017, relative to your query on the legal basis on the City Government to shoulder the Capital Gains Tax and Notarial Fees on top of the registration and documentation expenses of just compensation payments on the lot of Mr. Lino B. Rabanes located at Barangay Lumbia, this City.

In this connection, kindly be informed that Article 1487 of the New Civil Code of the Philippines provides that the expenses for the execution and registration of the sale shall be borne by the vendor, unless there is a stipulation to the contrary. Thus, absent of any stipulation, the cost should be for the account of the seller, but such does not prevent the parties from agreeing to the contrary.

In land acquisition transactions of the City Government, it has been a long standing practice of the City Government to shoulder the cost of registration expenses, such as documentary stamps, transfer fee, registration fee, entry fee, annotation fee, and LRF, as a means of additional negotiation strategy to the seller considering that the usual appraised value by the City Government is lower than that of the actual fair market value of the property. Thus, during negotiation of the sale, it has been a practice of this Office to include in the terms and condition of the sale that such expenses will be shouldered by the City Government.

In addition, more particularly for this transaction, the Capital Gains Tax and Notarial Fees, is to be shouldered by the City Government, as agreed by the seller and the Honorable City Mayor (kindly see attached ANNEX "A", Minutes of Negotiation for Land Acquisition).

We trust we have sufficiently explained our position on the matter.

For your guidance and information.

ATTY. DONALD G. DELEGENCIA
OIC, City Legal Officer



CERTIFICATION

xxx

In land acquisition transactions of the City Government, it has been a long standing practice of the City Government to shoulder the cost of registration expenses, such as documentary stamps, transfer fee, registration fee, entry fee, annotation fee, and LRF, as a means of additional negotiation strategy to the seller considering that the usual appraised value by the City Government is lower than that of the actual fair market value of the property. Thus, during negotiation of the sale, it has been a practice of this Office to include in the terms and condition of the sale that such expenses will be shouldered by the City Government.

X X X''

This Certification is being issued upon the request of the City Council for whatever purposes it may serve.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of August 2017 at Cagayan de Oro City.

ATTY. DONALD G. DELEGENCIA
OIC, City Legal Officer

SUBSCRIBED AND SWORN to before me this 15th day of August 2017 at Cagayan de Oro City, Philippines, affiant presented his Identification Card, IBP ROLL NO. 50877

Doc No. 114
Page No. 23
Book No. XIV
Series of 2017.

¹ See ANNEX "A" hereof.

[illegible]



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

JUN 20 2017
June 20, 2017

To : **HON. EDNA M. DAHINO**
Chairperson
Committee on Finance, Budget and Appropriation

Subject : Certification, Topographic Map & Plan of Lot 3161-A and
Lot 3161-B, all of Psd-10-006186, as prepared for Sps. Celestino
Mercado & Martina D. Mercado et al.,

Location : Barangay Pagatpat, Cagayan de Oro City

Enclosure : - As Stated

Remarks : Complied as requested.


ROLANDO M. PACURIBOT C.E, ME
City Engineer

file/trans-edna dahino-andres pagalan-lumbia
code#672



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

CERTIFICATION

TO WHOM THIS MAY CONCERN :

THIS IS TO CERTIFY that as per ocular inspection, site verification and evaluation conducted by the representative of this office, **Lot 3161-A and Lot 3161-B all of Psd-10-006186**, has a total area of 141, 134 square meters as plotted per documents submitted and all are located at Pagatpat, this city, are lots Offered for Sale to the City Government of Cagayan de Oro.

It is further certified that Lot 3161-A is a plain area, hence, Topographic Survey will no longer be necessary and only the area (6,255 square meters) affected by the proposed road is considered as non-buildable, while Topographic Map of Lot 3161-B, per ground survey conducted showed areas considered as non-buildable (includes existing creek, dried-up creek and proposed roads) with a total area of 19,206 square meters.

This certification is issued upon the request of **HON. EDNA M. DAHINO**, Chairperson, Committee on Finance, Budget and Appropriations, City Council, Cagayan de Oro City.

Issued this 19th day of June 2017, City of Cagayan de Oro, Philippines.


ROLANDO M. PACURIBOT, CE, ME
City Engineer

File/edna dahino-mercado-pagatpat
Code#670

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: *(For Floor Discussion)* Proposed Ordinance regulating the travel of children or minors alone or unaccompanied by parents or guardians to and from Cagayan de Oro City without proper documentation in the manner specified herein, providing penalty for violation thereof, and for other purposes.

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

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Nov. 2, 2017

ordinance (for floor discussion)

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

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



Communication Number:
From:

Received by:
Date:

SUBJECT MATTER: PROPOSED ORDINANCE REGULATING THE TRAVEL OF CHILDREN OR MINORS ALONE OR UNACCOMPANIED BY PARENTS OR GUARDIANS TO AND FROM CAGAYAN DE ORO CITY WITHOUT PROPER DOCUMENTATION IN THE MANNER SPECIFIED HEREIN, PROVIDING PENALTY FOR VIOLATION THEREOF, AND FOR OTHER PURPOSES.

Respectfully referred to the COMMITTEE on YOUTH AND SPORTS DEVELOPMENT, the herein communication for Public Hearing.

FOR THE CITY VICE MAYOR AND PRESIDING OFFICER:

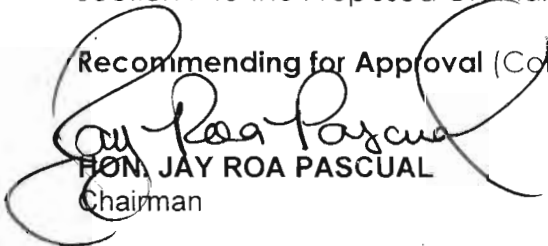
ARTURO S. DE SAN MIGUEL
City Council Secretary

PUBLIC HEARING

Date of Public Hearing: October 20, 2017

It is hereby recommended to include the Opinion of the City Legal Office on Section 7 to the Proposed Ordinance which is self explanatory.

Recommending for Approval (Committee on Laws and Rules).


HON. JAY ROA PASCUAL
Chairman

HON. LORDAN G. SUAN
Vice Chairman

HON. ANNIE Y. DABA
Member

HON. SUZETTE M. DABA
Member

HON. ROMEO V. CALIZO
Member

HON. GEORGE S. GOKING
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

HON. EDNA M. DAHINO
City Councilor / Proponent

HON. YAN LAM LIM
City Councilor / ABC

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

Comm. No.: _____

Received by: _____

From: _____

Date: _____

Subject: ORDINANCE REGULATING THE TRAVEL OF CHILDREN OR MINORS ALONE OR UNACCOMPANIED BY PARENTS OR GUARDIANS TO AND FROM CAGAYAN DE ORO CITY WITHOUT PROPER DOCUMENTATION IN THE MANNER SPECIFIED HEREIN, PROVIDING PENALTY FOR VIOLATION THEREOF, AND FOR OTHER PURPOSES.

Respectfully referred to the Committee on **WOMEN & FAMILY RELATIONS**, the herein communication for study, investigation, report and recommendation.

For the City Vice Mayor and Presiding Officer
City Council

ARTURO S. DE SAN MIGUEL
City Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: *Sept. 14, 2017 (Perusal)*

For recommending approval - LR

Chairman: *[Signature]* **HON. EDNA M. DAHINO**

Vice-Chairman: *[Signature]* **HON. NADYA B. EMANO-ELIPE**

Member: **HON. ANNIE Y. DABA**

Member: **HON. SUZETTE G. MAGTAJAS-DABA**

Member: *[Signature]* **HON. MARIA LOURDES S. GAANE**

Ex-Officio-Member: _____

Ex-Officio-Member: _____

DISSENTING

Member

Member

ORDINANCE REGULATING THE TRAVEL OF CHILDREN OR MINORS ALONE OR UNACCOMPANIED BY PARENTS OR GUARDIANS TO AND FROM CAGAYAN DE ORO CITY WITHOUT PROPER DOCUMENTATION IN THE MANNER SPECIFIED HEREIN, PROVIDING PENALTY FOR VIOLATION THEREOF, AND FOR OTHER PURPOSES

Whereas, the 1987 Constitution provides, viz:

“X-X-X

‘Sec. 12. ART. II. “The State recognizes the sanctity of family life and shall protect and strengthen the family as a basic autonomous social institution. xxx”

‘Sec. 1. ART. XV. “The State recognizes the Filipino Family as the foundation of the nation. Accordingly, it shall strengthen its solidarity and actively promote its total development. X-x-x”

Whereas, the General Welfare Clause of RA 7160 or the Local Government Code provides:

“SECTION 16. General Welfare. - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants. X-x-x”

NOW, THEREFORE:

BE IT ENACTED by the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro City, as follows:

SECTION 1. – Title - This Ordinance shall be known as the “UNACCOMPANIED MINOR/CHILD TRAVEL RESTRICTION ORDINANCE OF 2017”.

SECTION 2. - Declaration of Policy. – In line with the Constitutional mandate that the State, recognizes the sanctity of the family life, and shall protect the family, as a basic social institution, this travel ban ordinance has been promulgated to protect the minor/child from harm of the outside world.

SECTION 3. Purposes. - This ordinance is enacted for the following purposes:

- a. To monitor the travel of minors/children into and out of the City with a view to protect minors/children against child trafficking;

- b. To ensure that the parent(s), legal guardian or custodian have direct knowledge of the minor's whereabouts, who he/she is travelling with, and the purpose of his/her travel;
- c. To penalize person(s) responsible for the making of fraud documents or papers to comply with the requirements set forth in Sections 4, 5, 6, 7, 8, and 9 hereunder; and
- d. To ensure the investigation of parent(s), legal guardian, or custodian who consent to the travel of the minor/child for the purpose of exploitation, which included at a minimum, the exploitation or the prostitution or other forms of sexual exploitation, forced labor or services, slavery, servitude or the removal or sale of organs and of other person(s) involved.

SECTION 4. - *Definition of Terms.* -

- a) **"Travel Restriction"** means the control and prohibition of minor children from travelling outside Cagayan de Oro City, not in the company of their parents and family members.
- b) **"Person"** refers to any natural person and shall include child.
- c) **"Minor/Child"** - refers to a person below eighteen (18) years of age or over, but is unable to fully take care of himself/herself from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental disability or condition.

For the purpose of this Ordinance, a child shall refer to a person regardless of age who is presented, depicted or portrayed as a child defined herein.

- d) **"Parental authority (*patria potestas*)"** is defined as the "mass of rights and obligations which parents have in relation to the person and property of their children until their emancipation, and even after this under certain circumstances.
- e) **"Territorial Jurisdiction"** refers to within the boundaries of the City of Cagayan de Oro.
- f) **"Chaperone"** - any person of legal age who accompanies and looks after the minor/child during the travel, whether parent, legal guardian, custodian, or other persons such as grandparent, uncle, aunt, cousin, sibling, teacher, coach, friend, or etc.
- g) **"Child Trafficking"** - refers to the recruitment, transportation, transfer or harbor or receipts of minors with or without the victim's consent or knowledge, within or across national borders by means of threat or use of force, or other forms of coercion, abduction, fraud, deception, abuse of power or of position, taking advantage of the vulnerability of the person, or the giving or receiving of payments or benefits to achieve the consent of a person having control over another person for the purpose of exploitation which included at a minimum, the exploitation or the prostitution or other forms of sexual exploitation, forced labor or services, slavery, servitude or the removal or sale of organs.
- h) **"City"** - Cagayan de Oro City
- i) **"CSWDO"** - City Social Welfare and Development Office
- j) **"Custodian"** - is any person of legal age who is acting in loco parentis ("in the place of a parent") to a minor/child.
- k) **"Legal guardian"** - is a person appointed by the court to act as guardian over the person or property or both of minor/child in the absence, death or incapacity of his/her parents on petition by any relative or friend of the family.

- l) “**Minor**” – is any person under the age of eighteen (18).
- m) “**Parent**” – is the natural or adoptive parent of the minor/child.
- n) “**Parental Travel Permit**” - A Parental Travel Permit is a document issued by the DSWD to a minor/child traveling abroad accompanied only by one parent or persons exercising parental authority.
- o) “**PNP**” – Philippine National Police
- p) “**Trafficking in Persons**” – refers to the recruitment, transportation, transfer or harboring, or receipt of persons with or without the victim’s consent or knowledge, within or across national borders by means of threat or use of force, or other forms of coercion, abduction, fraud, deception, abuse of power or of position, taking advantage of the vulnerability of the person, or, the giving or receiving of payments or benefits to achieve the consent of a person having control over another person for the purpose of exploitation which includes at a minimum, the exploitation or the prostitution of others or other forms of sexual exploitation, forced labor or services, slavery, servitude or the removal or sale of organs.
- q) “**Travel Clearance**” – A Travel Clearance is a document issued by the DSWD (Department of Social Welfare and Development) to a Filipino child (below 18 years of age) traveling abroad alone or with someone other than his/her parents, legal guardian, or custodian. A travel clearance certificate shall be valid for a period of one (1) year from the date of issuance and shall be valid for multiple travels within the validity period, provided that the conditions under which the travel clearance was issued have not changed. If a change in condition occurs, e.g., a change in traveling companion, a new travel clearance must be obtained.

SECTION 5. *Legal Basis* - The travel restriction for unaccompanied minor children is based on the following:

- a) It is a natural right and duty of the parents to protect their minor children (Art. 209 of the Family Code);
- b) It cannot be renounce, transferred, or waived except in the cases authorized by law (Art. 210, of the Family Code);
- c) It is jointly exercised by the father and the mother (Art. 211 of the Family Code);
- d) It is purely personal and cannot be exercised through agents;
- e) Parental authority includes parental “responsibility.”

It is for this reason that minor children are restricted from travelling outside their residences without consent, authority and guidance of their parents.

SECTION 6. *Regulation.* –

- a. Minors/children shall not be allowed to travel into and out of the City alone or unaccompanied by parent/s, guardian/s, or custodian/s without (1) complying with the requirements imposed herein; and (2) undergoing the mandatory interview at the Minor’s Desk.
- b. It shall be unlawful for any person other than the parent or legal guardian/custodian to accompany a minor/child in traveling to or from Cagayan de Oro City without complying with the requirements herein.

- c. Parents or legal guardian/custodian of a minor/child found traveling alone or with another person or another minor/child to or from Cagayan de Oro City without valid documents shall be subsidiarily liable.

SECTION 7. Requirement/s - To facilitate the protection of minors, it is necessary that when they travel outside the territorial jurisdiction of Cagayan de Oro City unaccompanied by their parents, guardians, or custodian, the person who are with them in the said specific travel shall have the following documents, to wit:

A. For the travel of minors either by land, sea or air where both parents are traveling with minor, the presentation of any of the following is sufficient in case of suspicious behavior:

- (1) Birth certificate reflecting the particulars of the parents of the child; or
- (2) Proof of adoption by means of an adoption certificate, if the child is adopted; or
- (3) School I.D. of the minor/child reflecting the name of either parent.

B. For the travel of minors either by land, sea or air where one parent is traveling with the minor, in case of suspicious behavior:

- (1) Birth certificate reflecting the particulars of the parents of the child; or
- (2) Proof of adoption by means of an adoption certificate or court order, if the child is adopted; and
- (3) Notarized letter of consent from the other parent registered as a parent on the birth certificate of the child, authorizing him to enter into or depart from the City with the parent he/she is traveling with; or
- (4) Court order granting full parental responsibilities and rights or custody to the accompanying parent with respect to the minor/child whom he/she is traveling with. In which case, the notarized letter of consent required in paragraph (3) shall be dispensed with; or
- (5) Where applicable, a death certificate of the other parent registered as a parent of the child/minor on the birth certificate, in which case, notarized letter of consent from the other parent shall be dispensed with; and
- (6) If traveling abroad, Parental Travel Permit issued by the DSWD, aside from other travel requirements from the Bureau of Immigration.

C. For the travel of minors either by land, sea or air where the legal guardian or custodian is travelling with the minor/child, the presentation of any of the following is sufficient:

- (1) Birth certificate reflecting the particulars of the parents of the child; or
- (2) Proof of adoption by means of an adoption certificate, if the child is adopted; or
- (3) Court order granting full parental responsibilities and rights or custody or legal guardianship in respect of the child, if he or she is the custodian or legal guardian of the child; or
- (4) Affidavit of Parental Consent.

D. For the travel of minors either by land, sea or air with a person(s) exercising temporary or substituted parental authority/custody including the minor's/child's next of kin (who is of legal age and discernment or related within the 4th civil degree of consanguinity or affinity to the minor/child is travelling with the minor/child), the presentation of any of the following is sufficient:

- (1) Birth certificate reflecting the particulars of the parents of the child; or

- (2) Proof of adoption by means of an adoption certificate, if the child is adopted; and
- (3) Notarized letter of consent from the parent(s) of the child confirming that he or she has permission to travel with the child; and
- (4) If traveling abroad, Parental Travel Permit issued by the DSWD aside from other travel requirements of the Bureau of Immigration.

E. For the travel of minors either by land, sea or air where the minor/child is travelling with a person(s) who is not a next of kin or related within the 4th civil degree of consanguinity or affinity to the travelling minor/child:

- (1) Birth certificate of the child;
- (2) Proof of adoption, if the child is adopted;
- (3) Notarized letter of consent from the parent(s), custodian, or legal guardian of the child confirming that he or she has permission to travel with the child, Provided that in the case where one parent provides a notarized letter of consent, that parent must also provide a copy of a court order issued to him or her in terms of which he or she has been granted full responsibilities and rights in respect of the child;
- (4) Copies of the identity documents or passports of the parents or parent (if the other parent is dead or absent), custodian, or legal guardian;
- (5) Contact details of the parents or parent (if the other parent is dead or absent), custodian, or legal guardian of the child;
- (6) Where applicable, a death certificate of the other parent registered as a parent of the child on the birth certificate;
- (7) Travel clearance issued by the DSWD, if traveling abroad, aside from other travel requirements of the Bureau of Immigration.

F. For the travel of unaccompanied minors either by land, sea or air.

- (1) Notarized letter of consent from his/her parents or parent (if the other parent is dead or absent), custodian or legal guardian, as the case may be, for the child to travel into or depart from the City; *Provided*, that in the case where one parent provides a notarized letter of consent, that parent must also provide a copy of a court order issued to him or her in terms of which he or she has been granted full responsibilities and rights in respect of the child;
- (2) Where applicable, a death certificate of the other parent registered as a parent of the child on the birth certificate;
- (3) Notarized letter from the person who is to receive the minor/child inside or outside the City, as the case may be, containing his or her residential address and contact details, among others, in order to establish the destination of the minor/child, and the identity of the person under whose care the minor/child will be entrusted;
- (4) Copy of the identity documents or valid government-issued IDS or valid passport and visa or permanent residence permit of the person who is to receive the child in the city;
- (5) Contact details of the parents or parent (if the other parent is dead or absent), custodian, or legal guardian of the child;
- (6) Travel clearance issued by the DSWD, if traveling abroad, aside from other travel requirements of the Bureau of Immigration.

SECTION 8. Duties of Bus operators, airlines, shipping lines:

- a. Bus operators, airlines, shipping lines shall be required to disseminate information and orient properly their drivers, conductors, inspectors and airlines/shipping personnel regarding the provisions of this Ordinance for its effective implementation.

- b. Bus operators, airlines, shipping lines personnel shall require any person traveling with a child to present the documents required hereof.

SECTION 9. *Minor's Desk* -

- a) There shall be at least one (1) Minor's Desk available in every land, air and seaport within the City with assigned Philippine National Police (PNP) Officer and City Social Welfare and Development Officer (CSWDO) who, before the minor/child's departure of from the City, shall check and verify the completeness and validity of the requirements for the travel of the minor/child out of the City and shall conduct an interview with the minor/child and his/her chaperone whether parent, guardian, custodian, or other person(s) to confirm the purpose of the travel and to find out whether there is child trafficking or not.
- b) There shall also be at least one (1) Minor's Desk available in every land, air and seaport within the City with assigned Philippine National Police (PNP) Officer and City Social Welfare and Development Officer (CSWDO) who, upon arrival of a minor/child in the City, shall check and verify the completeness and validity of the requirements for the travel of the minor/child into the City and shall conduct an interview with the minor/child and his/her chaperone whether parent, guardian, custodian, or other persons to confirm the purpose of the travel and to find out whether there is child trafficking or not.

SECTION 10. *Mandatory Interview:*

- a. The CSWDO shall conduct the interview with the minor(s) at the Minor's Desk while the PNP Officer shall conduct the interview with the minor's chaperone(s). The minor(s) and his or her chaperone(s) shall be interviewed simultaneously.
- b. The purpose of the interview shall be to confirm the purpose of the travel and to find out whether there is child trafficking or not.
- c. The CSWDO shall formulate its Child Interview Guide to be used in the interview with the minor(s).
- d. The PNP Officer shall also formulate its Interview Guide to be used in the interview with the minor's chaperon(s).
- e. After the interviews, the CSWDO and PNP Officer shall the coordinate with each other to check whether the interview results coincide or not and to find out whether there is child trafficking or not.

SECTION 11. *Procedure in the Minor's Desk.*

a. Departure out of the City

Prior to departure, the minor/child and his or her chaperone shall proceed to the Minor's Desk in the land, sea, or airport and present to the PNP and CSWDO assigned thereat all the documents and papers required for the travel of the minor/child out of the City.

The PNP and CSWDO shall check the completeness and validity of all the documents and papers and shall interview the minor/child alone or the minor/child together with his/her chaperone whether parent, guardian, custodian, or other persons to confirm the purpose of the travel and to find out whether there is child trafficking or not.

If the documents and papers are complete and valid and upon interview, it is confirmed that there is no child trafficking, they shall issue one (1) original and two (2) certified true copies of the permit for the minor/child to travel. The original shall be kept in

the minor's desk, one copy shall be kept by the minor/child and the other copy shall be kept by the port officer who shall admit the minor/child and his/her chaperone to the plane, bus, or vessel on the day of the departure upon presentation by the minor/child of his copy of the permit. Both copies must be personally delivered by the PNP to the port officer and to the minor/child.

On the day of the departure, the minor/child shall present to the port officer his permit to travel and he shall verify whether such copy is the same as his copy. If their copies are identical, the port officer shall admit the minor/child to the bus, vessel, or port.

If the documents and papers are incomplete or invalid but complied in good faith and upon interview, it is confirmed that there is no child trafficking, they shall give ample time days to comply with the requirements.

If the documents and papers are found to be invalid by reason of fraud or they were complied in bad faith, the chaperone and the person(s) responsible shall be penalized.

If, upon interview, it is found that there is child trafficking or the possibility of child trafficking, the minor/child shall be sent home or temporarily he cannot be sent home, shall be under the custody of the CSWDO and the person(s) responsible (e.g., chaperone, parent(s), legal guardian, custodian, etc.) shall be further investigated by law enforcers.

If, upon investigation, it is found that there is no child trafficking, the minor/child and his/her chaperone, the PNP and CSWDO shall issue a permit for the minor/child to travel out of the City.

If, upon investigation, it is found that there is child trafficking, the minor/child shall be sent home or temporarily if he cannot be sent home, he shall be under the custody of the CSWDO and the person(s) responsible (e.g., chaperone, parent(s), legal guardian, custodian, etc.) shall be further investigated by law enforcers.

b. Arrival in the City

The minor/child and his/her chaperone shall proceed to the Minor's Desk and shall present the documents and papers required for the travel of minors/children into the City.

The PNP and CSWDO shall check the completeness and validity of all the documents and papers and shall interview the minor/child alone or the minor/child together with his/her chaperone whether parent, guardian, custodian, or other persons to confirm the purpose of the travel and to find out whether there is child trafficking or not.

If the documents and papers are complete and valid and upon interview, it is confirmed that there is no child trafficking, they shall issue one (1) original and two (2) certified true copies of the permit to admit travel of minor/child into the city. The original shall be kept in the minor's desk, one copy shall be kept by the minor/child and the other copy shall be kept by the port officer who shall admit the minor/child and his/her chaperone to city upon presentment by the minor/child of his copy of the permit. Both copies must be personally delivered by the PNP to the port officer and to the minor/child.

If the documents and papers are incomplete or invalid but complied in good faith and upon interview, it is confirmed that there is no child trafficking, the minor/child shall be admitted to travel into the city but shall be given one (1) to two (2) days to comply with the requirements while in the city.

If the documents and papers are found to be invalid by reason of fraud or they were complied in bad faith, the chaperone and the person(s) responsible shall be penalized and shall be sent home.

If, upon interview, it is found that there is child trafficking or the possibility of child trafficking, the minor/child shall be sent home or temporarily he cannot be sent home, shall

be under the custody of the CSWDO and the person(s) responsible (e.g., chaperone, parent(s), legal guardian, custodian, etc.) shall be further investigated by law enforcers.

If, upon investigation, it is found that there is no child trafficking, the minor/child and his/her chaperone, the PNP and CSWDO shall issue a permit for the travel of the minor/child into the City.

If, upon investigation, it is found that there is child trafficking, the minor/child shall be sent home or temporarily if he/she cannot be sent home, he/she shall be under the custody of the CSWDO and the person(s) responsible (e.g., chaperone, parent(s), legal guardian, custodian, etc.) shall be further investigated by law enforcers.

SECTION 12. *Penalties and Sanctions.* – (a) Any person found violating the provisions of this Ordinance shall suffer the penalty of imprisonment of not less than six (6) months but not more than one (1) year or a fine of not less than ₱3,000.00 but not more than ₱5,000.00, or both.

(b) The same sanction shall be imposed on operators of buses, airlines, shipping lines, trains and other similar conveyance, whether public or private, whose employees violate the pertinent provisions of this Ordinance.

(c) If there is a prima facie case proof that child trafficking is committed, the perpetrator thereof whether a parent, ascendant, guardian, step parent, or collateral relative within the third degree of consanguinity or affinity, or any person having control or moral ascendancy over the minor/child who has been a victim of child trafficking, shall be immediately apprehended and turned over to competent authorities for violation/s under PD 9208, as amended by RA 10364.

SECTION 13. *Suppletory Application of the Revised Penal Code.* – The Revised Penal Code shall be suppletorily applicable to this Ordinance.

SECTION 14. *Separability Clause.* – If any provision of this Ordinance is declared unconstitutional or invalid, the other provisions not affected thereby shall continue to be in full and effect.

SECTION 15. *Repealing Clause.* - All local executive orders, administrative orders, rules and regulations and ordinances inconsistent with or contrary to the provisions of this Ordinance are deemed amended, modified or repealed accordingly.

SECTION 16. *Effectivity.* – This Ordinance shall take effect upon approval and after fifteen (15) days following the complete publication in the Official Gazette or in a local newspaper of general circulation.

APPROVED.

Respectfully filed:

EDNA M. DAHINO
City Councilor
Author



Republic of the Philippines
CITY OF CAGAYAN DE ORO

CITY LEGAL OFFICE

HON. EDNA M. DAHINO

City Councilor

Chairperson, Committee on Women and Family Relations

Dear Hon. Dahino,

This refers to the proposed City Ordinance entitled **UNACCOMPANIED MINOR/CHILD TRAVEL RESTRICTION ORDINANCE OF 2017**, (hereinafter referred to as "Proposed Ordinance"), which was endorsed to our Office for review, comment, recommendation, and legal opinion.

In compliance with your request, we would like to reiterate the comments/suggestions contained in our Legal Opinion dated May 8, 2017 (herein attached), particularly the following:

1.) Requirements found under Section 7 of the Proposed Ordinance should be made in the alternative if the information can be established by any one of the documents listed therein. This way the restrictiveness of the Proposed Ordinance can be minimized;

2.) While this Office fully understands the very purpose of the Proposed Ordinance, we urge the Honorable Members of the Committee on Women and Family Relations to temper the requirements and guidelines imposed therein so as not to impair the right to travel of every individual protected under Article III, Bill of Rights, of the Constitution.

As ruled by the Supreme Court:

"It is necessary to stress that unless the creeping interference of the government in essentially private matters is moderated, it is likely to destroy that prized and peculiar virtue of the free society: Individualism.

Every member of society, while paying proper deference to the general welfare, must not be deprived of the right to be left alone or, in the idiom of the day, "to do his thing". As long as he does not prejudice others, his freedom as an individual must not be duly curtailed.

We therefore urge that proper care attend the exercise of the police power lest it deteriorate into an unreasonable intrusion into the purely private affairs of the individual. The so-called "general welfare" is too amorphous and convenient an excuse for official arbitrariness.

This advice is especially addressed to the local governments which exercise the police power only by virtue of a valid delegation from the national legislature under the general welfare clause." X x x

(Villacorta, et. al vs. Bernardo, et. al, G.R. No. L-31249, August 19, 1986.)

For your guidance and appropriate action.

Very truly yours,

Atty. Lorela B. Escobero, CPA

Reviewed and Approved by:

Atty. Donald G. Delegencia
OIC, City Legal Office



Republic of the Philippines
CITY LEGAL OFFICE
Cagayan de Oro City

File 273-0
Republic of the Philippines
OFFICE OF THE CITY COUNCIL
City of Cagayan de Oro

RECEIVED

Date: MAY 09 2017

Time: 8:44

By: [Signature]

May 08, 2017

HON. EDNA M. DAHINO

City Councilor

Chairperson, Committee on Women and Family Relations

Dear Hon. Dahino,

This refers to the proposed City Ordinance entitled ***UNACCOMPANIED MINOR TRAVEL RESTRICTION ORDINANCE OF 2017***, (hereinafter referred to as "**Proposed Ordinance**"), which was endorsed to our Office for review, comment, recommendation, and legal opinion.

In compliance with your request, we have thoroughly reviewed the Proposed Ordinance. However, we have reservations as to certain provisions of the draft ordinance as it tends to limit parental authority and may cause impairment of the right to travel under Section 6, Article III of the Philippine Constitution. Also, a travel clearance duly issued by the Department of Social Welfare and Development is only required in case a minor is travelling to a **foreign country** alone or accompanied by a person other than his or her parents. The requirement for a duly issued DSWD travel clearance in case of a minor travelling abroad is grounded on public policy because the State will lose its jurisdiction over the right to recover the custody of such minor immediately after the said minor enters foreign territory, unlike local travels where Philippine courts may order the restoration of parental custody over a minor.

However, should you pursue to enact said ordinance, this Office recommends that the provisions provided therein, particularly the definitions therein, should conform to P.D. 603, as amended; P.D. 9208, as amended by R.A.

10364; Family Code; R.A. 7610, Revised Penal Code and DSWD issuances (i.e. Admin. Order No. 149 series of 2001, as amended).

Hence, we would like to direct your attention to the following comments and suggestions, highlighted for your easy reference:

x X x

FOR CONSISTENCY PURPOSES, WE SUGGEST THAT THE TERM "CHILD" SHOULD BE CHANGED TO "MINOR/CHILD".

xXx

SECTION 7. Requirement/s –

A. For the travel of minors/children either by land, sea or air where both parents are travelling with the minor/child. **The presentation of any of the following is sufficient: (NOTE: THE REQUIREMENT SHALL ONLY BE IN CASE OF SUSPICIOUS BEHAVIOUR)**

- (1) X XX; OR
- (2) X XX; OR
- (3) **School I.D. of the minor/child reflecting the name of either parent.**

B. For the travel of minors/children either by land, sea or air, where the minor/child is travelling in the company of one parent only. **The presentation of any of the following is sufficient: (NOTE: THE REQUIREMENT SHALL ONLY BE IN CASE OF SUSPICIOUS BEHAVIOUR)**

- (1) X XX; **OR**
- (2) Proof of adoption by means of an adoption certificate **or court order**, if the child is adopted; **AND**
- (3) XXX ; **OR**
- (4) Court order granting full parental authority and right or custody to the accompanying parent, with respect to the minor/child whom he or she is

travelling with. In which case, the Notarized Letter of Consent required in #3 shall be dispensed with;**OR**

(5) X XX - This requirement is redundant to #4. A court order showing the fact of the legal separation is useless if custody of the minor/child is not granted to the accompanying parent. As such, this requirement is already covered in #4. – **PLEASE DELETE THIS.**

(5) X XX;**AND**

(6) X XX.

C. For the travel of minors/children either by land, sea or air where the minor/child is travelling in the company of a legal guardian or custodian.**The presentation of any of the following is sufficient:**

(1) X XX;**OR**

(2) X XX;**OR**

(3) X XX.

(4) Affidavit of Parental Consent;

D. X XX – (NOTE: PERSONS EXERCISING PARENTAL AUTHORITY SHOULD BE CHANGED TO “ PERSONS EXERCISING TEMPORARY OR SUBSTITUTED PARENTAL AUTHORITY/CUSTODY) Persons exercising temporary or substituted parental authority / custody includes the minor/child’s is next of kin - who is of legal age and discernment or related within the 4th civil degree of consanguinity or affinity to the minor/child.The presentation of any of the following is sufficient:

(1) X XX;**OR**

(2) X XX;**AND**

(3) X XX;AND

(4) X XX.

E. For the travel of minors/children either by land, sea or air, where minor/child XXX (or NOT a next of kin or related within the 4th civil degree of consanguinity or affinity to the travelling minor/child.)

X XX

F. For the travel of unaccompanied minors/children either by land, sea, or air.

X XX

(3) -Notarized Letter from the person who is to receive the minor/child, inside or outside the City, as the case may be, containing his or her residential address and contact details, **among others, in order to establish the destination of the minor/child, and the identity of the person under whose care the minor/child will be entrusted.**

(4)Copy of the identity documents or **valid I.D.s (government-issued I.D.s)** or valid passport and visa or permanent X XX;

X XX

x Xx

(Requirements should be made in the alternative if the information can be established in either of the listed documents. This way the restrictiveness of the Proposed Ordinance can be minimized.)

x Xx

SECTION 9 AND 10. Travel Clearance and Parental Travel Permit.

(ENUMERATIONS FOUND HEREIN ARE APPLICABLE FOR TRAVEL CLEARANCE, NOT TRAVEL PERMIT, AS PROVIDED UNDER DSWD GUIDELINES FOR TRAVEL CLEARANCE/PARENTAL TRAVEL PERMIT. THUS, IT MUST CONFROM TO DSWD ADMIN ORDER 149 SERIES OF 2001, AS AMENDED. HENCE, IT IS RECOMMENDED THE SAME SHOULD BE DELETED.)

X X X

SECTION 13 AND 15. Procedure in the Minor's Desk and Penalties and Sanctions.

(EXCEPT AS TO THOSE INSTANCES REQUIRED BY THE DSWD, THIS OFFICE FINDS THAT IT IS UNREASONABLE TO REQUIRE THE PERSONS TRAVELLING WITH MINORS TO SUBMIT THE DOCUMENTS 10 DAYS BEFORE TRAVEL. IT IS SUFFICIENT THAT THEY PRESENT THEM PRIOR TO DEPARTURE. AGAIN, THIS IS BECAUSE IT IMPAIRS THE RIGHT TO TRAVEL UNDER THE PHILIPPINE CONSTITUTION.

ALSO, IF THERE IS PRIMA FACIE CASE PROOF THAT CHILD TRAFFICKING IS COMMITTED THEN THE PERPETRATOR SHOULD BE IMMEDIATELY APPREHENDED AND TURNED OVER TO THE AUTHORITIES FOR VIOLATIONS UNDER P.D. 9208, AS AMENDED BY R.A. 10364)

X XX

While this Office fully understands the very purpose of the Proposed Ordinance, we urge the Honorable Members of the Committee on Women and Family Relations to temper the requirements and guidelines imposed therein so as not to impair the right to travel of every individual protected under Article III, Bill of Rights, of the Constitution.

As ruled by the Supreme Court in *Villacorta, et. al vs. Bernardo, et. al*, G.R. No. L-31249, August 19, 1986:

"It is necessary to stress that unless the creeping interference of the government in essentially private matters is moderated, it is likely to destroy that prized and peculiar virtue of the free society: Individualism.

Every member of society, while paying proper deference to the general welfare, must not be deprived of the right to be left alone or, in the idiom of the day, 'to do his thing'. As long as he does not prejudice others, his freedom as an individual must not be duly curtailed.

We therefore urge that proper care attend the exercise of the police power lest it deteriorate into an unreasonable intrusion into the purely private affairs of the individual. The so-called 'general welfare' is too amorphous and convenient an excuse for official arbitrariness.

Let it always be remembered that in the truly democratic state, protecting the rights of the individual is as important as, if not more so than, protecting the rights of the public.

This advice is especially addressed to the local governments which exercise the police power only by virtue of a valid delegation from the national legislature under the general welfare clause. In the instant case, Ordinance No. 22 suffers from the additional defect of violating this authority for legislation in contravention of the national law by adding to its requirements."

For your information and appropriate action.

Very truly yours,



REYMOND Q. VILLABLANCA
Assistant City Legal Officer

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 their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan

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: Nov. 2, 2017

1 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



Communication Number: 2017-956

Date: 08/08/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF BARANGAY NO. 6, 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: 10/22/17

UN-recommending approval

HON. YAN LAM LAM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. RODOLFO E. LAG, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELAPE
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



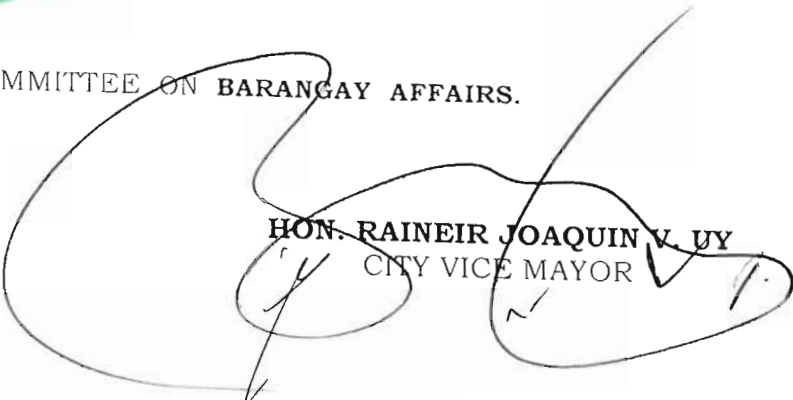
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: AUGUST 7, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF BARANGAY NO. 6, CDO

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS.


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 BUDGET OFFICER

04 AUG 2017

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay No. 06 with an Estimated Income of P 410,551.00 as against Expenditures of same amount.

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

Thank you.

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY COUNCIL
Date Received: 8/4/17 Time: 10:AM
By: [Signature] Comin No. 1
For to Cnl - My. Affairs
[Signature]

Very truly yours,

ATTY. PERCY G. SALAZAR
City Budget Officer

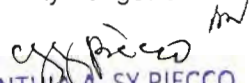
Cynthia Sy Piecco
CYNTHIA SY PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay No. 6**
Supplemental Budget No. 1 Series of 2017

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.

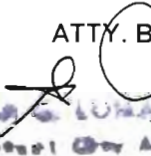
ATTY. PERCY G. SALAZAR

City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

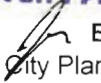
LOCAL FINANCE COMMITTEE:


RAMON ANTONIO R. MENDOZA
Acting City Treasurer


ATTY. BEDA JOY B. ELOT, CPA
City Accountant


RAMIR M. BALQUIN
ASST. CITY PLANNING & DEVELOPMENT COORDINATOR


ATTY. PERCY G. SALAZAR
City Budget Officer


ENGR. ISIDRO G. BORJA
City Planning & Development Coordinator


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER


DIONNIE P. GERSANA
City Administrator

TECHNICAL REVIEW ANALYSIS SHEET

LGU: **Barangay No. 6**

Supplemental Budget No. 1 Series of 2017

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 410,551.00 410,551.00 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. Excess or (Deficiency) h. Still Allowable or (Deficiency)	P 50,000.00 P 1,699,798.38 934,889.00 984,889.00 55,000.00 929,889.00 5,000.00	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. Development Fund a. Amount of IRA b. 20% thereof c. Amount Appropriated	 1,026,684.00 351,495.00 205,337.00	146,158.00 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	 1,804,781.00 352,283.00 352,283.00 1,804,781.00 90,239.00 90,239.00	171,805.00 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	 406,838.00	42,588.00 7. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. 8. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

General Findings/Observations:

Republic of the Philippines
OFFICE OF THE SANGGUNIANG BARANGAY
Barangay 6
City of Cagayan de Oro

EXCERPTS FROM THE MINUTES OF THE REGULAR BARANGAY COUNCIL MEETING OF THE BARANGAY COUNCIL OF BARANGAY 06, THIS CITY HELD AT THE BARANGAY HALL ON JULY 7, 2017.

PRESENT:	MARIO A. ERONICO	-	BARANGAY CHAIRMAN
	ELMER S. TECSON	-	BARANGAY KAGAWAD
	FELIPE I. SARENO	-	BARANGAY KAGAWAD
	ISIDRO B. VAMENTA JR.	-	BARANGAY KAGAWAD
	MARIA A. LINA	-	BARANGAY KAGAWAD
	CESARIO A. ERONICO	-	BARANGAY KAGAWAD
	EDMUND A. LABOR	-	BARANGAY KAGAWAD
	ARNULFO A. LABIANO	-	BARANGAY KAGAWAD

ABSENT NONE

RESOLUTION NO. 008-2017

PRESENTED FOR CONSIDERATION IS THE SUPPLEMENTAL BUDGET No.1 OF THE BARANGAY 06 FOR THE PERIOD JULY 1, 2017- DECEMBER 31, 2017 IN THE SUM OF Php 410, 551.00

NOW THEREFORE, on the motion of Kagawad Felipe I. Sareno duly seconded by Kagawad Maria A. Lina be it.

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

**APPROPRIATION ORDINANCE No.2
SERIES OF 2017**

APPROPRIATION FUNDS FOR THE PERIOD FROM JULY 1, 2017- DECEMBER 31, 2017

Be enacted by the Sangguniang Baranagay of Barangay 06 that the supplemental budget No.1 Covering the period from July 1, 2017- December 31, 2017 with a total estimated income P 410, 551.00 as against total appropriation in the amount of P 410, 551.00 is hereby approved.

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

APPROVED: July 7, 2017

I hereby certify that the foregoing Resolurion No.008 embodying Appropriation Ordinance No.2 Both Series of 2017, which approved the Barangay Supplemental Budget No.1 for the period July 1, 2017-December 31, 2014 of Barangay 06, City of Cagayan de Oro, was duly enacted by The Sangguniang Barangay in its regular session held at Barangay Office on July 7, 2017.

Attested:


MARIO A. ERONICO
Barangay Chairman



REVIEWED

BY AUTHORITY OF THE SANGGUNIANG PANLUNGSOD

SANGGUNIANG PANLUNGSOD SECRETARY


CASIANA E. RAMOS
Barangay Secretary

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan

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: Nov. 2, 2017

1 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



Communication Number: 2017-1094

Date: 10/13/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF BARANGAY 7, 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: 10/22/17

CR - recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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



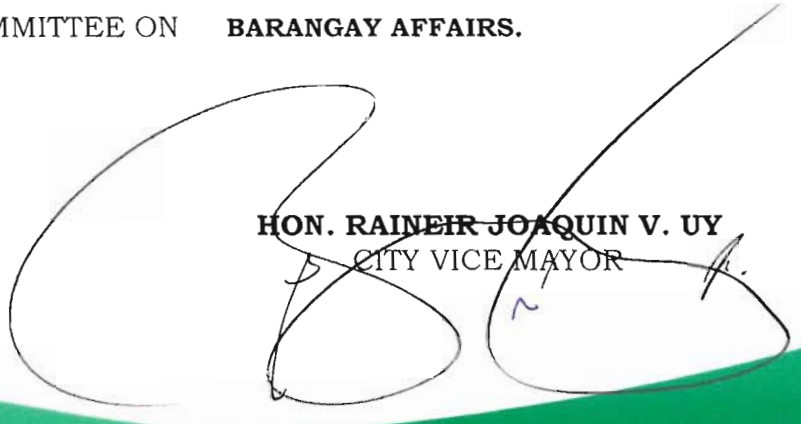
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: OCTOBER 12, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF
BARANGAY 7, CDO

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


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 BUDGET OFFICER 12 2017 9/21

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay No. 7 with an Estimated Income of P 121,801.00 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
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay No. 7**
CY 2017 Supplemental Budget No. 1 General Fund

General Findings/Observations:

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
RP City Budget Officer

Cynthia S. Piecco
CYNTHIA S. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:

Ramon Antonio Mendoza
RAMON ANTONIO MENDOZA
Acting City Treasurer
City Finance Department

ATTY. BEDA JOY B. ELOT, CPA
City Accountant

ATTY. PERCY G. SALAZAR
RP City Budget Officer

Cynthia S. Piecco
CYNTHIA S. SY PIECCO
ASST. CITY BUDGET OFFICER

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

Dionnie P. Gersana
DIONNIE P. GERSANA
Asst. City Administrator
Acting City Administrator

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay No. 7
CY 2017 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 121,801.00 121,801.00 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 1,888,862.66 b. 55% thereof (Legal limitation for PS) 1,038,874.00 c. Amount appropriated for PS 1,385,074.00 d. Waived PS Items 346,200.00 e. Net P. S. subject to limitation 1,038,874.00 f. Still Allowable or (Deficiency) -		Total Personal Services did not exceed the 55% limitation.	For Approval.
3. Development Fund a. Amount of IRA 1,249,530.00 b. 20% thereof 249,906.00 c. Amount Appropriated 249,906.00	P 29,643.95	Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 2,345,138.00 b. 10% thereof 234,514.00 c. Amount Appropriated 234,514.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 2,345,138.00 b. 5% thereof 117,257.00 c. Amount Appropriated 117,257.00	29,000.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1 Series of 2012 dated April 13, 2011.	For Approval.
5. Basic Services: Health & Nutrition Services, Administration and Legislative Services, etc.		Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160.	For Approval.
6. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	63,157.05	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.
		7. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
		8. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF THE SESSION OF SANGGUNIANG BARANGAY -07 HELD AT BARANGAY OFFICE ON October 02, 2017.

Present:

Punong Barangay	<u>RONALD V. SERIÑA</u>	Barangay Kagawad	<u>MERILYN A. SANTIAGO</u>
Barangay Kagawad	<u>RALEIGH T. VELEZ</u>	Barangay Kagawad	<u>LUZ F. ROXAS</u>
Barangay Kagawad	<u>METODIO G. CHIONG</u>	Barangay Kagawad	<u>MERIE ANGILYN W. ALMEROL</u>
Barangay Kagawad	<u>VELUZ F. UMALI</u>	SK Chairman	
Barangay Kagawad	<u>ERWIN T. CLIMACO</u>		

Absent:

NONE

RESOLUTION NO. 1004-2017
SERES OF 2017

Presented for consideration is the Supplemental Budget No. 01 of the Barangay # 07 for the period October 2,, 2017 to December 1-31, 2017 in the sum of Php 121,801.00

NOW THEREFORE, on motion of Kagawad Veluz F. Umali duly seconded by Kagawad Merie Angilyn W. Almerol

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

APPROPRIATION ORDINANCE NO. 008-2017
SERIES OF 2017

APPROPRIATING FUNDS FOR THE PERIOD FROM OCTOBER 2, 2017 TO DECEMBER - 31,2017.

Be it enacted by the Sangguniang Barangay of Barangay # 07 that the Supplemental Budget No. 01 covering the period from October 02,, 2017 to December 1-31, 2017 with a total estimated income of Php 121,801.00 as against total appropriation in the amount of Php 121,801.00 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.

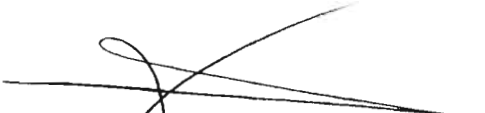
APPROVED Oct 02, 2017

I hereby certify that the foregoing Resolution No.008-2017 embodying Appropriation Ordinance No.01 both series of 2017, which approved the Barangay Supplemental Budget No. 1 for the period October 02,, 2017 to December 31, 2017 of Barangay # 07, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Barangay Office on Oct. 02, 2017.

ATTESTED:


DYSEBEL D. NACALABAN
Barangay Secretary

Oct. 02, 2017
Date


RONALD V. SERIÑA
Punong Barangay

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan

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

- Ordinance No. 02-17, series of 2017 of Barangay Bayabas
- Ordinance No. 003, series of 2017 of Barangay Bugo

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Nov. 2, 2017

1 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



Communication Number: 2017-1104

Date: 10/14/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 1, FOR CY 2017 OF BARANGAY 10, 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: 10/23/18

CR - recommending Approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SACEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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

DATE: OCTOBER 13, 2017

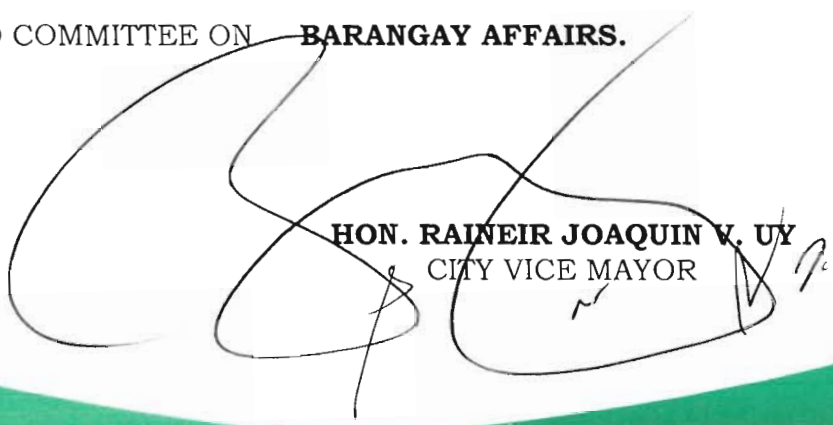
FROM: CBO



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

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1, FOR CY 2017 OF
BARANGAY 10, THIS CITY.

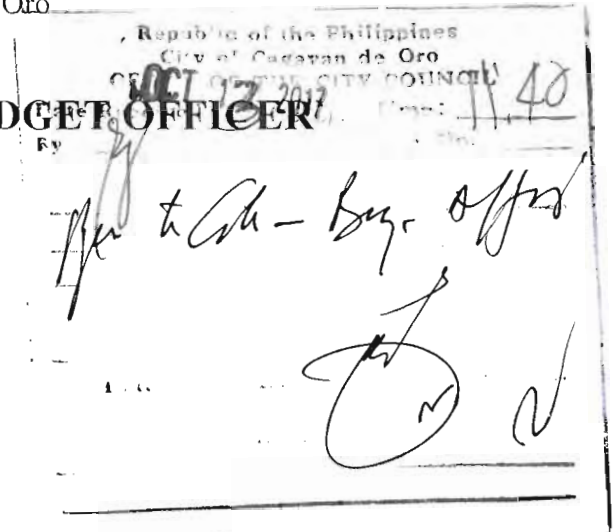
ACTION: REFER TO COMMITTEE ON **BARANGAY AFFAIRS.**


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 BUDGET OFFICER



The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

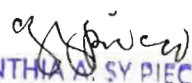
Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay 10 with an Estimated Income of 56,279.00 as against Expenditures of same amount.

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

Thank you.

Very truly yours,

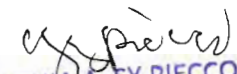
ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
SST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay 10**
CY 2017 Supplemental Budget No. 1 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.

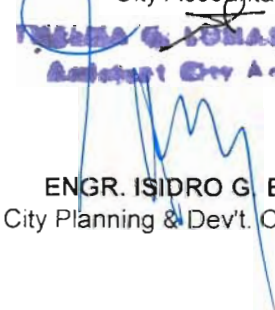
ATTY. PERCY G. SALAZAR
 City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

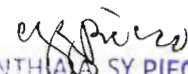
LOCAL FINANCE COMMITTEE:


RAMON ANTONIO R. MENDOZA
Acting City Treasurer
Acting City Treasurer
City Finance Department

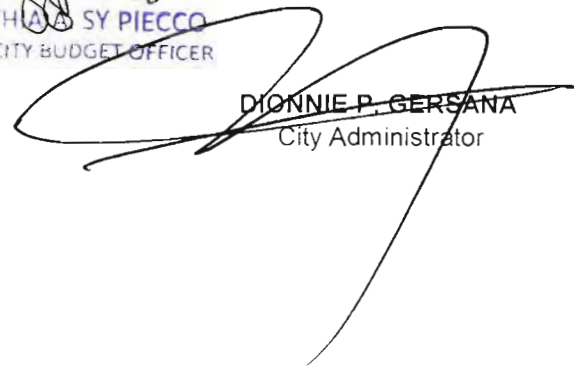
ATTY. BEDA JOY B. ELOT, CPA
City Accountant


BEDA JOY B. ELOT, CPA
Assistant 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
City Administrator

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay 10
CY 2017 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures			A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation			P 56,279.00	Total appropriations did not exceed total income.	For Approval.
Less: Total Appropriations			56,279.00		
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 2015)			P 1,929,190.32	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)			1,061,055.00		
c. Amount appropriated for PS			1,010,584.00		
d. Waived PS(Cash Gift/V&S Leave Benefit)			122,572.00		
e. Net P.S. subject to limitation			888,012.00		
h. Still Allowable or (Deficiency)			173,043.00		
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. 2011-1Series of 2012 dated April 13, 2011.	For Approval.
a. Amount of IRA			1,402,355.00		
b. 20% thereof			280,471.00		
c. Amount Appropriated			280,471.00		
4. Reserved For:					
A. Sangguniang Kabataan (Sec. 329 LGC)				Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160.	For Approval.
a. Total Income (Gen. Fund)			2,330,976.00		
b. 10% thereof			233,098.00		
c. Amount Appropriated			233,098.00	Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121.	For Approval.
B. LDRRMF-Calamity Fund (Sec. 324 (d))					
a. Total est. revenue fr. regular sources			2,330,976.00	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. 5% thereof			116,549.00		
c. Amount Appropriated			116,549.00		
5. Basic Services:					
Health & Nutrition Services, Administration and Legislative Services, etc.					
6. Other Appropriations:				That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
Maint. & Other Oprtg. Expenditures			703,274.00		
Capital Outlay: Equipment					
Infrastructure Projects					
Others				Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	
Non-Office/Special Project					

General Findings/Observations:

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF THE SESSION OF BARANGAY 10 COUNCIL HELD AT BARANGAY HALL ON
October 2, 2017

Present:

Christopher Y. Calunod	Punong Barangay
Erikson G. Paglingayen	Barangay Kagawad
Ma. Socorro R. dela Serna	Barangay Kagawad
Reynaldo O. Serifa	Barangay Kagawad
Irien L. Eblacas	Barangay Kagawad
Clint Lauron	Barangay Kagawad
Ilde Resurrecion P. Gaane	Barangay Kagawad
Jerome Rey N. Llanderal	Barangay Kagawad

**RESOLUTION NO. 17-17
SERIES OF 2017**

Presented for consideration is the Supplemental Budget No.01 of the Barangay 10 for the period January 2017 to December 2017 in the sum of P 56,279.00.

NOW THEREFORE, on motion of Kagawad Ma. Socorro R. dela Serna duly seconded by Kagawad Erikson G. Paglingayen;

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

**APPROPRIATION ORDINANCE NO. 017-001
SERIES OF 2017**

APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 2017 TO DECEMBER 2017.

Be it enacted by the Sangguniang Barangay No. 10 that the Barangay Supplemental Budget No.01 covering the period from January 2017 to December 2017 with a total estimated income of P56,279.00 as against total appropriation in the amount of P56,279.00 is hereby approved.

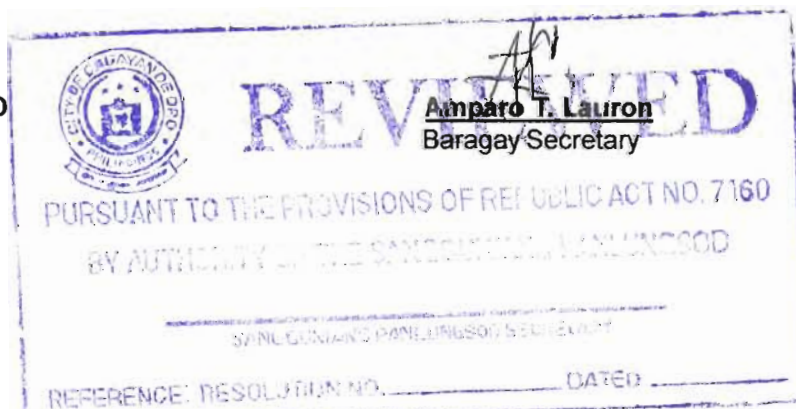
RESOLVED FURTHER, to submit copies of this Resolution with the approved budget as embodied in the Appropriation of Ordinance to the Sangguniang Panlungsod for review.

APPROVED October 2, 2017.

I hereby certify that the foregoing Resolution No. 17-17 embodying Appropriation Ordinance No. 017-001 both series of 2017, which approved the Barangay Supplemental Budget No. 01 for the period January 2017 to December 2017 of Barangay 10, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay 10 in its regular session held at Barangay Hall on October 2, 2017.

ATTESTED:

CHRISTOPHER Y. CALUNOD
Punong Barangay



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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan

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: Nov. 2, 2017

1 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



Communication Number: 2017-1064

Date: 10/05/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO.1 FOR CY 2017 of Barangay 13, 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: 10-9-2017

CR - recommending approval -

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEOBULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELITE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON L.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 4, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF
BARANGAY 13, CDO

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

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 BUDGET OFFICER

Republic of the Philippines
City of Cagayan de Oro
OCT 10 2017
CITY COUNCIL
Time: 1:55
Comm. No. 155
For & Sub - By - Atty. Salazar
CYNTHIA SY-PIECCO
ASST. CITY BUDGET OFFICER

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay 13 with an Estimated Income of 254,463.00 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

offered
CYNTHIA SY-PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay 13
CY 2017 Supplemental Budget No. 1 General Fund

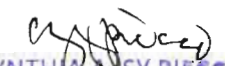
Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 254,463.00 254,463.00 P -	Total appropriations did not exceed total income.	For Approval.
2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2015) P 2,340,757.13 b. 55% thereof (Legal limitation for PS) 1,287,416.00 c. Amount appropriated for PS 1,379,945.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 259,345.00 e. Net P.S. subject to limitation 1,120,600.00 h. Still Allowable or (Deficiency) 166,816.00	P 51,254.00	Total Personal Services did not exceed the 55% limitation.	For Approval.
3. 20% Development Fund a. Amount of IRA 1,607,974.00 b. 20% thereof 321,595.00 c. Amount Appropriated 321,595.00	129,095.00	Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application) 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) 2,499,536.00 b. 10% thereof 249,954.00 c. Amount Appropriated 249,954.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 2,499,536.00 b. 5% thereof 124,977.00 c. Amount Appropriated 124,977.00	74,114.00 -	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 315,221.00 Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	- - - -	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:

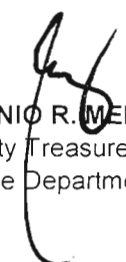
TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay 13**
CY 2017 Supplemental Budget No. 1 General Fund

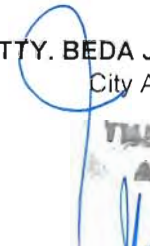
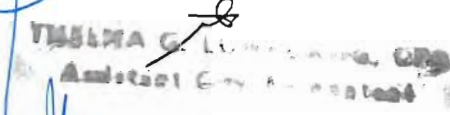
The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 74 dated June 15, 2016. Recommending favorable action thereon.

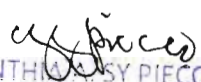
ATTY. PERCY G. SALAZAR
City Budget Officer



CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:


RAMON ANTONIO R. MENDOZA
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
City Administrator

**REPUBLIC OF THE PHILIPPINES
CITY OF CAGAYAN DE ORO
BARANGAY 13**

OFFICE OF THE SANGGUNIANG BARANGAY

**MINUTES OF THE SESSION OF BARANGAY 13 HELD AT BARANGAY HALL
ON AUGUST 7, 2017.**

Present:

Barangay Chairman	MAURINO A. PAASA	Barangay Kagawad	ROSALINA D. LAURON
Barangay Kagawad	SALVACION E. ZAPANTA	Barangay Kagawad	JESSIE F. DAYA
Barangay Kagawad	KEITH ALDOUS M. G. PAASA	Barangay Kagawad	FRANCO GERRY M. GUEVARA
Barangay Kagawad	SERAFIN P. LABRADA III	Barangay Secretary	ANTHONY P. ORDOÑA
Barangay Kagawad	Reynaldo Y. Hembrador	Barangay Treasurer	JAQUELIN A. DAYATA

Absent:

NONE

**RESOLUTION NO. 010-2017
SERIES OF 2017**

Presented for consideration is the Supplemental Budget No. 1 of Barangay 13 for the period August 7, 2017 to December 31, 2017 in the sum of P 254,463.00.

NOW THEREFORE, on motion of Kagawad **SALVACION E. ZAPANTA** duly seconded by Kagawad **ROSALINA D. LAURON**;

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

**APPROPRIATION ORDINANCE NO. 002-2017
SERIES OF 2017**

APPROPRIATING FUNDS FOR THE PERIOD FROM August 7, 2017 to December 31, 2017.

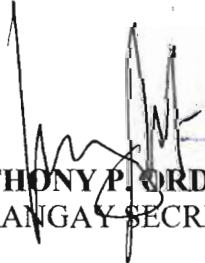
Be it enacted by the Sangguniang Barangay of 13 that the Supplemental Budget # 1 covering the period from August 7, 2017 to December 31, 2017 with a total estimated income of P 254,463.00 as against total appropriation in the amount of P 254,463.00 is hereby approved.

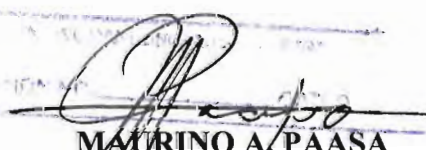
RESOLVED FURTHER, to submit copies of this Resolution with the approved budget as embodied in the Appropriation Ordinance to the Sangguniang Panlungsod for review.

APPROVED August 7, 2017

I hereby certify that the foregoing Resolution No. 010-2017 embodying Appropriation Ordinance No. 002 – 2017, both series of 2017, which approved the Barangay Supplemental Budget No. 1 for the period August 7, 2017 to December 31, 2017 of Barangay 13, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Barangay Hall 13 on August 7, 2017.

ATTESTED:


ANTHONY P. ORDOÑA
BARANGAY SECRETARY


MAURINO A. PAASA
PUNONG BARANGAY

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan
- Ordinance No. 02-17, series of 2017 of Barangay Dayabas
- Ordinance No. 003, series of 2017 of Barangay Bugo

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: Nov. 2, 2017

1 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



Communication Number: 2017-1086

Date: 10/11/2017

Receiver: JESSAMINE

From: CBO/BARANGAY 19, CDO

Subject: SUPPLEMENTAL BUDGET NO.1 FOR CY 2017 of Barangay 19, 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: 10/23/17

CR - recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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

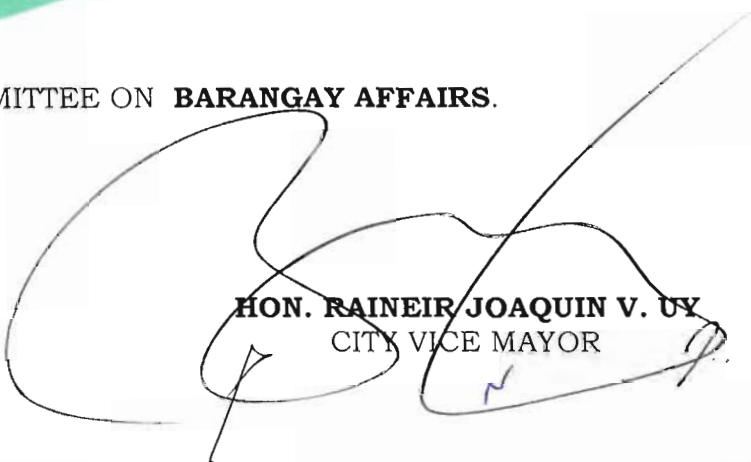


2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: OCTOBER 10, 2017
FROM: CBO/BARANGAY 19, CDO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO.1 FOR CY 2017 of Barangay 19, this city

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS.

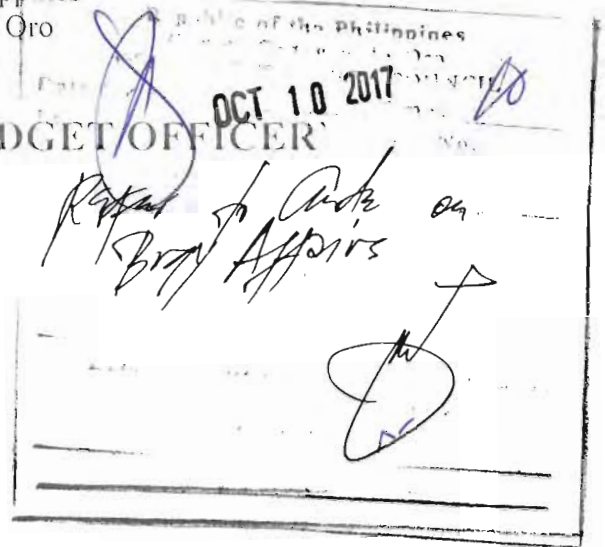


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY BUDGET OFFICER



The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay 19 with an Estimated Income of 196,765.00 as against Expenditures of same amount.

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

Thank you.

Very truly yours,

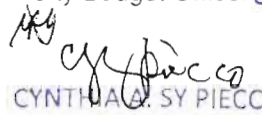
ATTY. PERCY G. SALAZAR
City Budget Officer

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

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay 19
CY 2017 Supplemental Budget No. 1 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

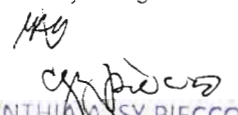

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:

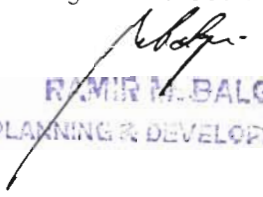
RAMON ANTONIO R. MENDOZA
Acting City Treasurer
City Finance Department


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


RAMIR M. BALQUIN
ASST. CITY PLANNING & DEVELOPMENT COORDINATOR


DIONNIE P. GERSANA
City Administrator


TECHNICAL REVIEW ANALYSIS SHEET
 LGU: **Barangay 19**
 CY 2017 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures			A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation			P 196,765.00	Total appropriations did not exceed total income.	For Approval.
Less: Total Appropriations			196,765.00		
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 2015)		P 1,656,776.22			
b. 55% thereof (Legal limitation for PS)		911,227.00			
c. Amount appropriated for PS		1,090,062.00		Rates in accordance w/ No 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	
d. Waived PS(Cash Gift/V&S Leave Benefit)		199,000.00			
e. Net P.S. subject to limitation		891,062.00			
h. Still Allowable or (Deficiency)		20,165.00			
3. 20% Development Fund			91,308.00	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.
a. Amount of IRA		1,161,169.00			
b. 20% thereof		232,234.00			
c. Amount Appropriated		232,234.00			
4. Reserved For:					
A. Sangguniang Kabataan (Sec. 329 LGC)			93,559.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160	For Approval.
a. Total Income (Gen. Fund)		2,223,669.00			
b. 10% thereof		222,367.00			
c. Amount Appropriated		222,367.00		Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121.	For Approval.
B. LDRRMF-Calamity Fund (Sec. 324 (d))			-		
a. Total est. revenue fr. regular sources		2,223,669.00		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. 5% thereof		111,183.00			
c. Amount Appropriated		111,183.00			
5. Basic Services:					
Health & Nutrition Services, Administration and Legislative Services, etc.					
6. Other Appropriations:				That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
Maint. & Other Oprtg. Expenditures		580,823.00	11,898.00		
Capital Outlay: Equipment			-		
Infrastructure Projects			-		
Others			-	Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	
Non-Office/Special Project					

General Findings/Observations:

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF THE SESSION OF BARANGAY 19 HELD AT BARANGAY HALL ON JULY 3, 2017.

Present:

Barangay Chairman	<u>LOUIS L. NOBLE</u>	Barangay Kagawad	<u>SOL P. SUMAMPONG</u>
Barangay Kagawad	<u>MARIA AIDA L. NOBLE</u>	Barangay Kagawad	<u>RUTH M. OMAÑA</u>
Barangay Kagawad	<u>VIOLETA A. SU</u>	Barangay Kagawad	<u>MIRIAM MANGANAR</u>
Barangay Kagawad	<u>OLYMPIA A. MAGALLANES</u>		
Barangay Kagawad	<u>CHRISTOPHER B. YOUNG</u>		

Absent:

RESOLUTION NO. 16-07-17
SERIES OF 2017

Presented for consideration is the Supplemental Budget No. 1 of the Barangay 19 for the period July 1, 2017 to December 31, 2017 in the sum of P 196,765.00.

NOW THEREFORE, on motion of Kagawad Maria Aida L. Noble duly seconded by Kagawad Violeta A. Su;

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

APPROPRIATION ORDINANCE NO. 2
SERIES OF 2017

APPROPRIATING FUNDS FOR THE PERIOD FROM JULY 3, 2017 TO DECEMBER 31, 2017.

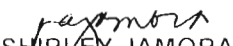
Be it enacted by the Sangguniang Barangay of 19 that the Supplemental Budget No. 1 covering the period from July 3, 2017 to December 31, 2017 with a total estimated income of P 196,765.00 as against total appropriation in the amount of P 196,765.00 is hereby approved.

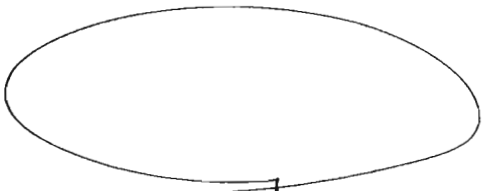
RESOLVED FURTHER, to submit copies of this Resolution with the approved budget as embodied in the Appropriation Ordinance to the Sangguniang Panlungsod for review.

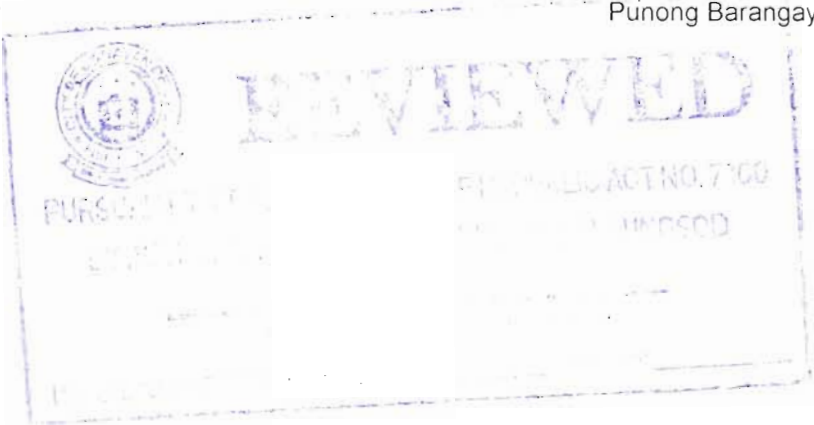
APPROVED JULY 3, 2017.

I hereby certify that the foregoing Resolution No. 16 embodying Appropriation Ordinance No. 2 both series of 2017, which approved the Barangay Supplemental Budget No. 1 for the period July 3, 2017 to December 31, 2017 of Barangay 19, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Session Hall Barangay 19 on July 3, 2017.

ATTESTED:


SHIRLEY JAMORA
Barangay Secretary


LOUIS L. NOBLE
Punong Barangay



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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan

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: Nov. 2, 2017

1 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



Communication Number: 2017-943

Date: 07/13/2017
Receiver: JESSAMINE

From: CBO
Subject: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 of Barangay 39, 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: 10/22/17

UK- recommending approval

HON. VAN LAM LIM
Chairperson

HON. ENRIQUE S. SALLICHO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. THEODORE E. LAO, JR.
Vice Chairperson

HON. JUAN R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. RAINEIR JOAQUIN V. DY
City Vice Mayor

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

DISSENTING



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



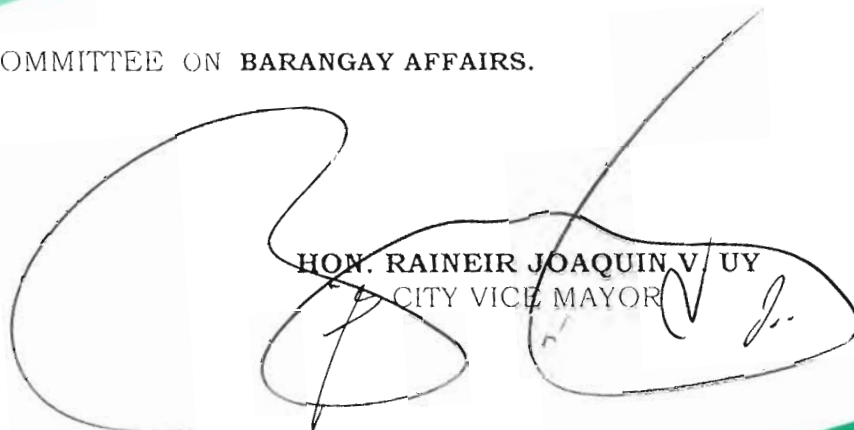
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JULY 31, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 of
Barangay 39, this city

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS.


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 BUDGET OFFICER

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY COUNCIL
Date Received: **JUL 31 2017** Time: **10:40**
No. _____
Per & Cont - By: [Signature]
[Signature]

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay 39 with an Estimated Income of 247,788.00 as against Expenditures of same amount.

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

Thank you.

Very truly yours,

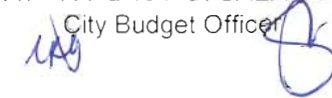
ATTY. PERCY G. SALAZAR
City Budget Officer

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

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay 39**
CY 2017 Supplemental Budget No. 1 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.

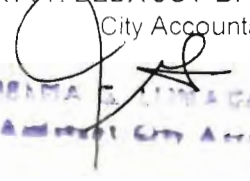
ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

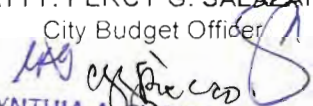
LOCAL FINANCE COMMITTEE:


RAMON ANTONIO R. MENDOZA
Acting City Treasurer
City Finance Department

ATTY. BEDA JOY B. ELOT, CPA
City Accountant


BEDA JOY B. ELOT, CPA
City Accountant

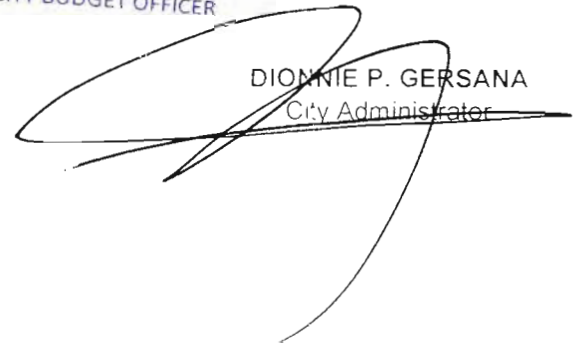
ATTY. PERCY G. SALAZAR
City Budget Officer


CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER


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

RAMIR M. BALQUIN
ASST. CITY PLANNING & DEVELOPMENT COORDINATOR

DIONNIE P. GERSANA
City Administrator



TECHNICAL REVIEW ANALYSIS SHEET
 LGU: **Barangay 39**
 CY 2017 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 247,788.00 247,788.00 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 1,582,979.88 b. 55% thereof (Legal limitation for PS) 870,639.00 c. Amount appropriated for PS 959,014.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 118,868.00 e. Net P.S. subject to limitation 840,146.00 h. Still Allowable or (Deficiency) 30,493.00	P 171,210.00	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 905,560.00 b. 20% thereof 181,112.00 c. Amount Appropriated 181,112.00	-	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) 1,759,566.00 b. 10% thereof 175,957.00 c. Amount Appropriated 175,957.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 1,759,566.00 b. 5% thereof 87,978.00 c. Amount Appropriated 87,978.00	16,578.00 -	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 368,505.00 Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	60,000.00 - - -	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:

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF THE SESSION OF BARANGAY 39 HELD AT BARANGAY HALL ON JULY 20, 2017.

Present:

Barangay Chairman	<u>MARCELO C. GOMEZ</u>	Barangay Kagawad	<u>RICARDO S. BACULIO</u>
Barangay Kagawad	<u>LEONOLFO M. ROLLOQUE</u>	Barangay Kagawad	<u>MA. RUBILITA R. LOBINO</u>
Barangay Kagawad	<u>NARCISO T. MORITO SR.</u>	Barangay Kagawad	<u>LOURDES EVALLO</u>
Barangay Kagawad	<u>ELIAS R. ADLAWAM</u>		
Barangay Kagawad	<u>RICO C. BADAJOS</u>		

Absent:

RESOLUTION NO. 15
SERIES OF 2017

Presented for consideration is the Supplemental Budget No. 1 of the Barangay 39 for the period July 1, 2017 to December 31, 2017 in the sum of 247,788.00.

NOW THEREFORE, on motion of Kagawad Ma. Rubilita Lobina duly seconded by Sangguniang members;

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

APPROPRIATION ORDINANCE NO. 2
SERIES OF 2017

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

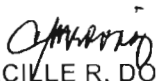
Be it enacted by the Sangguniang Barangay of 39 that the Supplemental Budget No. 1 covering the period from July 1, 2017 to December 31, 2017 with a total estimated income of P 247,788.00 as against total appropriation in the amount of P 247,788.00 is hereby approved.

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

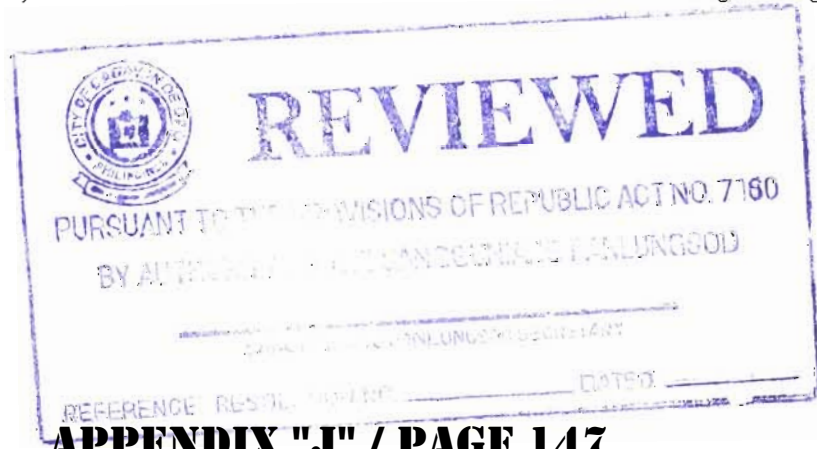
APPROVED JULY 20, 2017.

I hereby certify that the foregoing Resolution No. 15 embodying Appropriation Ordinance No. 2 both series of 2017, which approved the Barangay Supplemental Budget No. 1 for the period July 1, 2017 to December 31, 2017 of Barangay 39, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Session Hall Barangay 39 on July 20, 2017.

ATTESTED:


CECILLE R. DONIG
Barangay Secretary


MARCELO C. GOMEZ
Punong Barangay



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 their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan
- Ordinance No. 02-17, series of 2017 of Barangay Dayabas
- Ordinance No. 003, series of 2017 of Barangay Bugo

*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: Nov. 2, 2017

1 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



Communication Number: 2017-915

Date: 07/09/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF BARANGAY AGUSAN, 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: 10-23-2017

CR - recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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



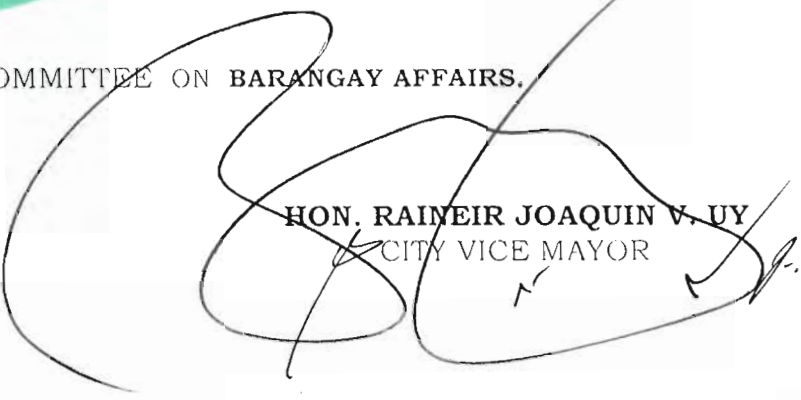
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: July 20, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF BARANGAY AGUSAN, CDO.

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS.


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 BUDGET OFFICER

July 12, 2017

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay Agusan with an Estimated Income of P 72,228.00 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 S. Piecco
CYNTHIA S. PIECCO
ASST. CITY BUDGET OFFICER

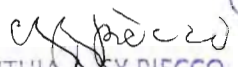
TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Agusan
CY 2017 Supplemental Budget no. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 72,228.00 72,228.00 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 Items e. Net P. S. subject to limitation f. Still Allowable or (Deficiency)	P 72,228.00 P 9,705,632.14 5,338,098.00 1,253,619.00 192,255.00 1,061,364.00 4,276,734.00	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. Development Fund a. Amount of IRA b. 20% thereof c. Amount Appropriated	 10,002,223.00 2,000,445.00 2,000,445.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1 Series 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	 12,636,739.00 1,263,674.00 1,263,674.00 12,636,739.00 631,837.00 631,837.00	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		7. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. 8. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay Agusan**
CY 2017 Supplemental Budget no. 1 General Fund

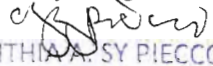
General Findings/Observations:

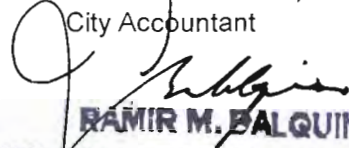
The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 74 dated June 15, 2016. Recommending favorable action thereon.

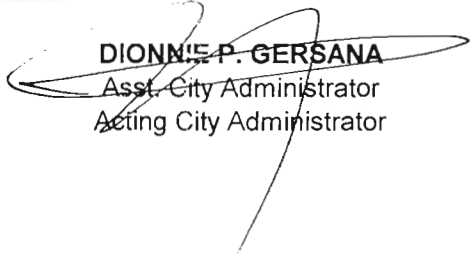
ATTY. PERCY G. SALAZAR
City Budget Officer

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:


RAMON ANTONIO MENDOZA
Acting City Treasurer
City Finance Department

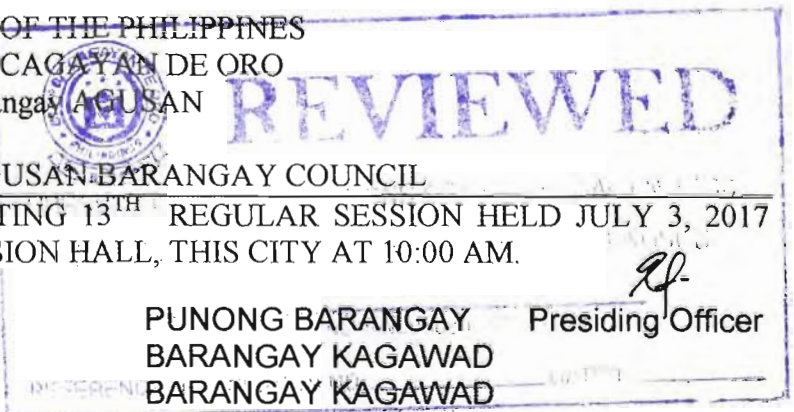
ATTY. PERCY G. SALAZAR
City Budget Officer

CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

ATTY. BEDA JOY B. ELOT, CPA
City Accountant

RAMIR M. BALQUIN
ASST. CITY PLANNING & DEVELOPMENT COORDINATOR
ENGR. ISIDRO G. BORJA
City Planning & Dev't. Coordinator


DIONNE P. GERSANA
Asst. City Administrator
Acting City Administrator



REPUBLIC OF THE PHILIPPINES
CITY OF CAGAYAN DE ORO
Barangay AGUSAN



OFFICE OF THE AGUSAN BARANGAY COUNCIL

EXCERPT FROM THE MINUTES OF MEETING 13TH REGULAR SESSION HELD JULY 3, 2017
(MONDAY) AT BARANGAY AGUSAN SESSION HALL, THIS CITY AT 10:00 AM.

PRESENT: HON. ANDREW E. MELLIZA
OLIVER D. ABANGAN
ROSARIO Q. CARANZO
CATALINA A. ORDIZ
ALBERT B. ABATAY
JEROME RONAN D. MANGUBAT
ROLAND B. TIONKO
LEOPOLDO C. LINGATONG

PUNONG BARANGAY Presiding Officer
BARANGAY KAGAWAD
BARANGAY KAGAWAD
BARANGAY KAGAWAD
BARANGAY KAGAWAD
BARANGAY KAGAWAD
BARANGAY KAGAWAD
BARANGAY KAGAWAD

RESOLUTION NO.080 S 2017

Presented for consideration in the Supplemental Budget No. 080 of the BARangay Aggusan for the period of July 3 to December 2017 in the sum of Pp 72,228.00

NOW THEREFORE, on the motion of Kag. Oliver D. Abangan duly seconded by Kag. Rosario Q. Caranzo;

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

APPROPRIATION ORDINANCE NO.02 S 2017

APPROPRIATING FUNDS FOR THE PERIOD FROM JULY 3 TO DECEMBER 31, 2017

Be it enacted by the Sanguning Barangay of Barangay Agusan that the Supplemental Budget No.1 Covering the period from July 3 to December 31, 2017 with a total estimated income of Php 72,228.00 as against total appropriation of same amount is hereby approved

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

APPROVED July 3, 2017.

I hereby certify th the foregoing Resolution No. 080 embodying Appropriation Ordinance No, 02 series of 2017, which approved the Barangay Supplemental Budget No.1 for the period July 3- to December 2017 of Barangay Agusan, this City of Cagayan de Oro, was duly enacted by the Sanguniang Barangay in its regular session held at Session Hall Barangay Agusan on July 3, 2017

ATTESTED:

AGNESE E. YACAPIN
Barangay Secretary

ANDREW E. MELLIZA
Barangay Chairman

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan

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: Nov. 2, 2017

1 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



Communication Number: 2017-933

Date: 07/13/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 1. OF CY 2017 OF BARANGAY BAYABAS, 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: 10/23/17

UR - recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

HON. LEON B.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



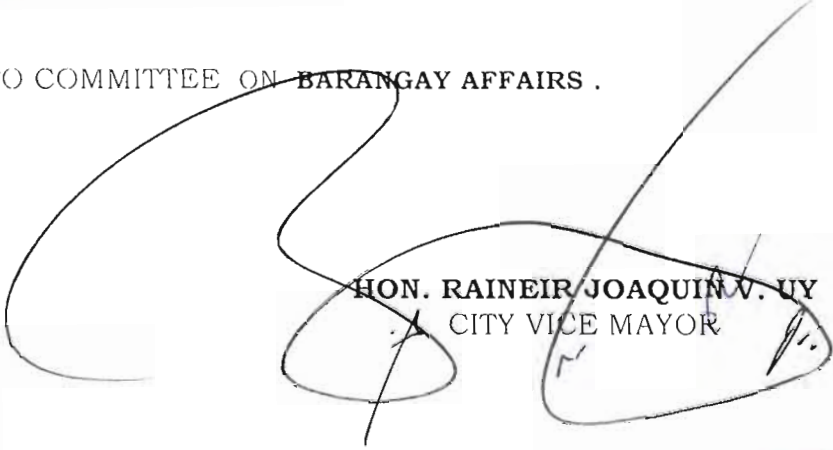
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: JULY 28, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1, OF CY 2017 OF BARANGAY BAYABAS, CDO.

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS .


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 BUDGET OFFICER

July 27, 2017

The Honorable Members
City Council
Cagayan de
Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay Bayabas with an Estimated Income of P 276,228.00 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
ASST. CITY BUDGET OFFICER
CYNTHIA A. SY PIECCO

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay Bayabas**
CY 2017 Supplemental Budget No. 1 General Fund

General Findings/Observations:

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
CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:

RAMON ANTONIO R. MENDOZA

Acting City Treasurer
City Finance Department

ATTY. PERCY G. SALAZAR

City Budget Officer

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

ATTY. BEDA JOY B. ELOT, CPA

City Accountant

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

RAMIR M. BALQUIN

ASST. CITY PLANNING & DEVELOPMENT COORDINATOR

DIONNIE P. GERSANA

Asst. City Administrator
Acting City Administrator

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Bayabas
CY 2017 Supplemental Budget No. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 1,285,901.00 1,285,901.00 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 8,073,394.30 b. 55% thereof (Legal limitation for PS) 4,440,367.00 c. Amount appropriated for PS 4,038,205.00 d. Waived PS Items 531,030.00 e. Net P. S. subject to limitation 3,507,175.00 f. Still Allowable or (Deficiency) 933,192.00	P 276,228.00	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. Development Fund a. Amount of IRA 8,562,335.00 b. 20% thereof 1,712,467.00 c. Amount Appropriated 1,712,467.00		Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1 Series of 2012 dated April 13, 2011.	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 9,583,875.00 b. 10% thereof 958,388.00 c. Amount Appropriated 958,388.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 9,583,875.00 b. 5% thereof 479,194.00 c. Amount Appropriated 479,194.00		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.
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	609,673.00 400,000.00	7. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. 8. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

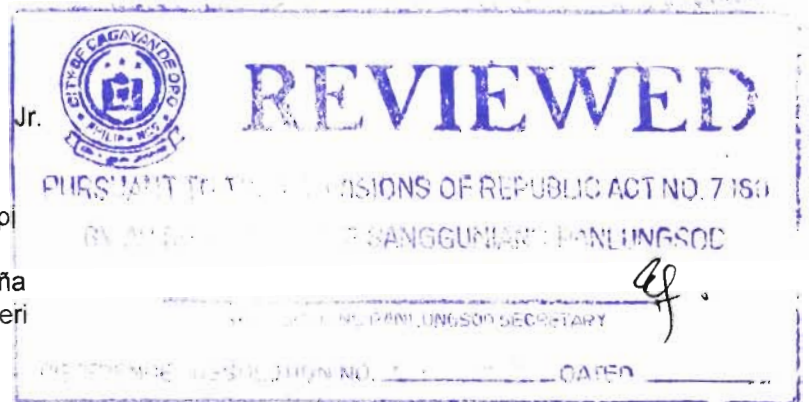
City of Cagayan de Oro
BARANGAY BAYABAS

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF SESSION BARANGAY HALL HELD AT BARANGAY SESSION HALL ON
14-Jun-17

PRESENT:

Punong Barangay	Eddie B. abrogar
Barangay Kagawad	Romeo G. Taruc, Jr.
Barangay Kagawad	Rudy O. Lago
Barangay Kagawad	Nida Q. Mallari
Barangay Kagawad	Enecita E. Legaspi
Barangay Kagawad	Anita B. Maandig
Barangay Kagawad	Verman C. Salvaña
Barangay Kagawad	Jan Michael R. Neri
SK Chairman	



ABSENT: NONE

**RESOLUTION NO.32
SERIES OF 2017**

Presented for consideration is the Supplemental Budget No. 1 of Bar Barangay Bayabas for the
1,285,901.00

NOW THEREFORE, on motion of Kagawad Romeo Taruc, Jr. duly seconded by Kagawad
Enecita E. Legaspi.

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

**APPROPRIATION ORDINANCE NO.02-17
SERIES OF 2017**

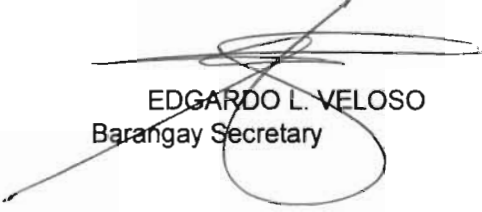
APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 1, 2016 TO DECEMBER 31, 2016

Be it enacted by the SANGGUNIANG Barangay of Barangay Bayabas that the Supplemental Budget No.
covering the period from January 1, 2016 To December 31, 2016 with a total estimated income of P 1,285,901.00
as against total appropriation in the amount of P 1,285,901.00 is hereby approved.

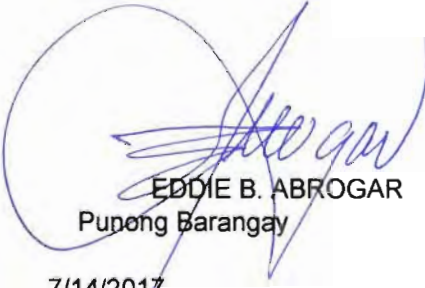
RESOLVED FURTHER, to submit copies of the resolution with the approved as embodied in the
Appropriation Ordinance to the Sanguniang Panlungsod for the review.

APPROVED June 2017

I hereby certify that the foregoing Resolution No. 32 embodying Appropriation Ordinance No.002 both seriesof 2017,which approved tha Barangay Supplimental Budget No. 001 for the period August 1 2017 to Dember 31 21 of Barangay Bayabas City of Cagayan de Oro,was duly enacted by the Sangguniang Barangay in its regular session Hall Barangay Bayabas on June 14, 2017



EDGARDO L. VELOSO
Barangay Secretary



EDDIE B. ABROGAR
Punong Barangay

7/14/2017

Date



REVIEWED

PURSUANT TO THE PROVISIONS OF REPUBLIC ACT NO. 7160
IN WITNESS WHEREOF, THE SANGGUNIANG BARANGAY
HAS HEREON SET ITS HANDS AND SEAL OF OFFICE
AT CAGAYAN DE ORO, CEBU, PHILIPPINES
ON THIS _____ DAY OF _____ 2017
REVIEWED RESOLUTION NO. _____ DATED _____

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 1 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. 2, series of 2017 of Barangay No. 6
- Ordinance No. 008-2017, series of 2017 of Barangay No. 7
- Ordinance No. 017-001, series of 2017 of Barangay No. 10
- Ordinance No. 002-2017, series of 2017 of Barangay No. 13
- Ordinance No. 2, series of 2017 of Barangay No. 19
- Ordinance No. 2, series of 2017 of Barangay No. 39
- Ordinance No. 02 S 2017 of Barangay Agusan
- Ordinance No. 02-17, series of 2017 of Barangay Bayabon
- Ordinance No. 003, series of 2017 of Barangay Bugo

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: Nov. 2, 2017

2 for inclusion

HON. IAN MARK Q. NACAYA, Chairman

HON. ZALDY O. OCON, Vice Chairman

HON. GEORGE S. GOKING, Member

HON. ROMEO V. CALIZO, Member

HON. ENRICO S. SALCEDO, Member

DISSENTING



Communication Number: 2017-1086

Date: ~~10/03/17~~ **10/12/17**
Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF BARANGAY BUGO, 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: 10/23/17

UR recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. RODOLFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NABYA 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 VICE MAYOR



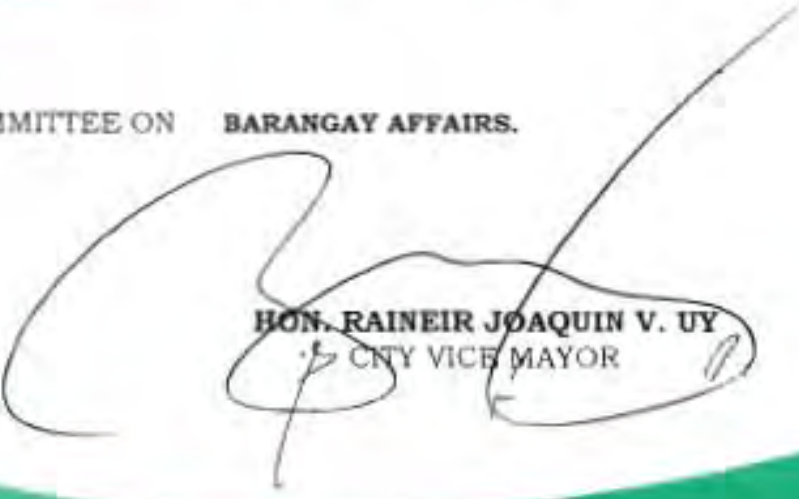
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 2,
Cagayan de Oro City

DATE: OCTOBER 12, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 1 FOR CY 2017 OF
BARANGAY BUGO, CDO

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


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 BUDGET OFFICER

OCT 11 2017

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 1 CY 2017 of Barangay Bugo with an Estimated Income of P 1,376,054.00 as against Expenditures of same amount.

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

Thank you.

Very truly yours,

Republic of the Philippines
City of Cagayan de Oro
CITY COUNCIL
OCT 11 2017
Time
No.
Per & Atty. - by. Atty
[Signature]

ATTY. PERCY G. SALAZAR
City Budget Officer

Cynthia Piecco
CYNTHIA R. PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay Bugo**
CY 2017 Supplemental Budget no. 1 General Fund

General Findings/Observations:

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
CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:

Ramon Antonio Mendoza
RAMON ANTONIO MENDOZA
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
CYNTHIA A. SY PIECCO
ASST. CITY BUDGET OFFICER

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

Dionnie P. Gersana
DIONNIE P. GERSANA
Asst. City Administrator
Acting City Administrator

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Bugo
CY 2017 Supplemental Budget no. 1 General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 1,376,054.00 1,376,054.00 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 15,318,310.00 b. 55% thereof (Legal limitation for PS) 8,425,071.00 c. Amount appropriated for PS 5,715,508.00 d. Waived PS Items 537,008.00 e. Net P. S. subject to limitation 5,178,500.00 f. Still Allowable or (Deficiency) 3,246,571.00	P 72,228.00	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. Development Fund a. Amount of IRA 18,268,475.00 b. 20% thereof 3,653,695.00 c. Amount Appropriated 3,653,695.00	176,678.00	Appropriation for 20% Development Fund is also provided in accordance with Sec. 287 LGC as implemented by DBM-DILG Joint Memorandum Circular No. 2011-1 Series of 2012 dated April 13, 2011.	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 21,255,475.00 b. 10% thereof 2,125,548.00 c. Amount Appropriated 2,125,548.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 21,255,475.00 b. 5% thereof 1,062,774.00 c. Amount Appropriated 1,062,774.00	424,014.00	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	703,134.00	7. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations. 8. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	



Republic of the Philippines
City of Cagayan de Oro
Barangay Bugo

OFFICE OF THE SANGGUNIANG BARANGAY

"Excerpts from the minutes of the Regular Session of the Sangguniang Barangay of Bugo, this city held at Bugo Barangay Session Hall, Bugo, Cagayan de Oro City on September 28, 2017."

Present:

KAG. MONICO R. CAPIRIG

KAG. EDWIN V. ABAN

KAG. PRESLEY C. EMANO

KAG. ALAN D. IGOT

KAG. EDUARDO V. SALILIG

KAG. PONCIANO J. DAWAL

Absent:

KAG. IRWIN ALLEN P. ALERIA

Resolution No. 032
Series of 2017

Presented for consideration is the Supplemental Budget No. 01 of Barangay Bugo for the period September 1, 2017 to December 31, 2017 in the sum of Php 1,376,054.00 ;

NOW THEREFORE, on motion of Kag. Presley C. Emano duly seconded by Kag. Ponciano J. Dawal;

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

APPROPRIATION ORDINANCE NO. 003
Series of 2017

APPROPRIATING FUNDS FOR THE PERIOD FROM September 1, 2017 to December 31, 2017.

Be it enacted by the Sangguniang Barangay of Bugo that the Supplemental Budget No. 1 covering the period from September 1, 2017 to December 31, 2017 wit a total estimated income of Php 1,376,054.00 as against total appropriation in the amount of Php 1,376,054.00 is hereby approved.

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

APPROVED September 28, 2017.

I hereby certify that the foregoing Resolution No. 032 embodying Appropriation Ordinance No. 003 both series of 2017, which approved the

Barangay Supplemental Budget No. 1 for the period September 1, 2017 December 31, 2017 of Barangay Bugo, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in this regular session held at Session Hall of Barangay Bugo on September 28, 2017.

ATTESTED:

JESUS S. MORIAL, JR.
Punong Barangay


KAG. MONICO R. CAPIRIG
Acting Punong Barangay


RODOLFO Y. JAMERO, JR.
Barangay Secretary

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 2 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. 003, series of 2017 of Barangay No. 14
- Ordinance No. 002, series of 2017 of Barangay Pagatpat

*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: Nov. 2, 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



Communication Number: 2017-934

Date: 07/13/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO. 2 OF CY 2017 OF BARANGAY 14, 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: 10/24/17

UR - recommending approval

HON. YAN LAM LIM
Chairperson

HON. ENRIQUE D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

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: JULY 28, 2017

FROM: CBO

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO. 2, OF CY 2017 OF BARANGAY 14,
CDO.

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS .

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

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY COUNCIL
OFFICE OF THE CITY BUDGET OFFICER
Date: June 27, 2017 Time: 3:40
By: [Signature] and By: [Signature]
Date: _____
City Council Secretary: _____
Budget Officer: _____

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 2 CY 2017 of Barangay No. 14 with an Estimated Income of P 132,000.00 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]
CYNTHIA ASY PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay No. 14**
CY 2017 Supplemental Budget No. 2 - General Fund

General Findings/Observations:

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
CYNTHIA ASSY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:

46
RAMON ANTONIO MENDOZA
Acting City Treasurer
City Finance Department

ATTY. BEDA JOY B. ELOT, CPA
City Accountant

RAMIR M. BALQUIN
ASST. CITY PLANNING & DEVELOPMENT COORDINATOR

ATTY. PERCY G. SALAZAR
City Budget Officer

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

Cynthia
CYNTHIA ASSY PIECCO
ASST. CITY BUDGET OFFICER

Dionnie P. Gersana
DIONNIE P. GERSANA
Asst. City Administrator
Acting City Administrator



City of Cagayan de Oro
BARANGAY 14



OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF BARANGAY SESSION OF THE BARANGAY 14 COUNCIL OFFICIALS HELD AT
BARANGAY OFFICE, BRGY. 14 ON JULY 7, 2016.

PRESENT:

Punong Barangay FRANCISCO M. LAIHEE

Barangay Kagawad EDGARDO C. GONZALES
Barangay Kagawad HENRY T. ESLING
Barangay Kagawad RODEL M. RULONA
Barangay Kagawad ILUMINADO R. QUICHO, SR.
Barangay Kagawad NIDO S. FLORES
Barangay Kagawad SHIELA T. CAPUL
SK Chairman

Barangay Secretary GINA B. SALIG

Barangay Treasurer ELIZABETH C. ESCARTIN



REVIEWED

ABSENT:

RESOLUTION NO. 008
SERIES OF 2017

Presented for consideration is the Supplemental Budget No. 2 of the Barangay 14 for the period January 1, 2017 to December 31, 2017 in the sum of P 132,000.00

NOW THEREFORE, on motion of Kag. Rodel M. Rulona duly seconded by Kag. Edgardo C. Gonzales

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

APPROPRIATION ORDINANCE NO. 003
SERIES OF 2017

APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 1, 2017.

Be it enacted by the SANGGUNIANG Barangay of Brgy. 14 that the Brgy. Supplemental Budget No. 2 covering the period from January 1 2017 to December 31, 2017 with a total estimated income of P132,000.00 as against total appropriation in the same amount of is hereby approved.

RESOLVED FURTHER, to submit copies of this resolution with the approved budget as embodied in the Appropriation Ordinance to the Sangguniang Panglungsod for Review.

APPROVED BY THE MAJORITY.

I hereby certify that the forgoing Resolution No. 008 embodying Appropriation Ordinance No. 3 both series of 2017, which approved the Barangay Supplemental Budget No. 2 for the period of January 1 to December 31, 2017 of Barangay-14 City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its Regular Session held at the Barangay-14 Office on July 7, 2017.

ATTSTED BY

GINA B. SALIG
Brgy. Secretary

FRANCISCO M. LAIHEE
Punong Barangay

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER: Proposed Resolution returning to the herein Barangay Councils their respective barangay ordinances covering their Supplemental Budget No. 2 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. 003, series of 2017 of Barangay No. 14
- Ordinance No. 002, series of 2017 of Barangay Pagatpat

*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: Nov. 2, 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



Communication Number: 2017-939

Date: 07/13/2017

Receiver: JESSAMINE

From: CBO

Subject: SUPPLEMENTAL BUDGET NO.2 FOR CY 2017 of Barangay PAGATPAT, 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: 10/23/17

Unanimously approved

HON. YAN LAM LIM
Chairperson

HON. ENRICO D. SALCEDO
Member

HON. MARIA LOURDES S. GAANE
Member

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. JAY R. PASCUAL
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

DISSENTING



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

DATE: JULY 31, 2017

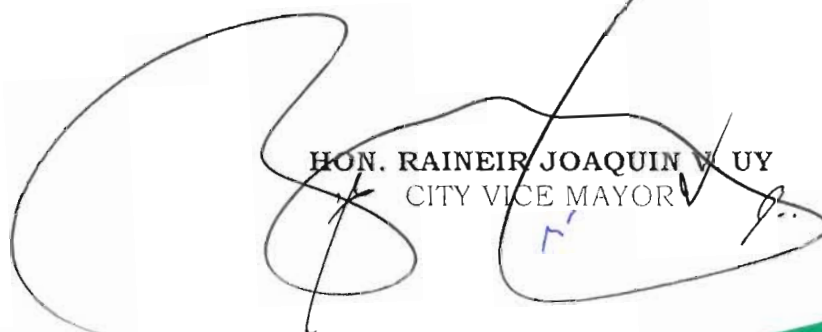
FROM: CBO



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

SUBJECT MATTER: SUPPLEMENTAL BUDGET NO.2 FOR CY 2017 of
Barangay PAGATPAT, this city

ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor

City of Cagayan de Oro
OFFICE OF THE CITY COUNCIL
Date Received JUL 31 2017
By *[Signature]*

Republic of the Philippines
City of Cagayan de Oro

[Signature]

OFFICE OF THE CITY BUDGET OFFICER

JUL 31 2017

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Supplemental Budget No. 2 CY 2017 of Barangay Pagatpat with an Estimated Income of P 72,228.00 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]

[Signature]
CYNTHIA SY PIECCO
ASST. CITY BUDGET OFFICER

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay Pagatpat
CY 2017 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 Less: Total Appropriations Unappropriated Balance	P 72,228.00 72,228.00 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 5,699,090.33 b. 55% thereof (Legal limitation for PS) 3,134,500.00 c. Amount appropriated for PS 1,253,619.00 d. Waived PS Items 504,318.00 e. Net P. S. subject to limitation 749,301.00 f. Still Allowable or (Deficiency) 2,385,199.00	P 72,228.00	Total Personal Services did not exceed the 55% limitation.	For Approval.
3. Development Fund a. Amount of IRA 5,664,777.00 b. 20% thereof 1,132,955.00 c. Amount Appropriated 1,132,955.00		Rates in accordance w/ No. 8.2 of LBC No. 99 dated May 05, 2012 (Uniform and proportionate application)	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 8,125,041.00 b. 10% thereof 812,504.00 c. Amount Appropriated 812,504.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 8,125,041.00 b. 5% thereof 406,252.00 c. Amount Appropriated 406,252.00		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.
5. Basic Services: Health & Nutrition Services, Administration and Legislative Services, etc.		Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160.	For Approval.
6. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project		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.
		7. That in all cases, disbursements of appropriations shall be subject to availability of funds and all accounting and auditing rules & regulations.	
		8. Compliance to all existing laws, administrative rules and regulations shall be the responsibility of the Barangay.	

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay Pagatpat**
CY 2017 Supplemental Budget No. 2 General Fund

General Findings/Observations:

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

cf.
cf. piecco
CYNTHIA R. SY PIECCO
ASST. CITY BUDGET OFFICER

LOCAL FINANCE COMMITTEE:

kb
RAMON ANTONIO MENDOZA
Acting City Treasurer
City Finance Department

ATTY. PERCY G. SALAZAR
City Budget Officer

cf.
cf. piecco
CYNTHIA R. SY PIECCO
ASST. CITY BUDGET OFFICER

ATTY. BEDA JOY B. ELOT, CPA
City Accountant

cf.
MELBA C. LUNAGANG CPA
Assistant City Accountant

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

cf.
RAMIR M. BALQUIN
ASST. CITY PLANNING & DEVELOPMENT COORDINATOR

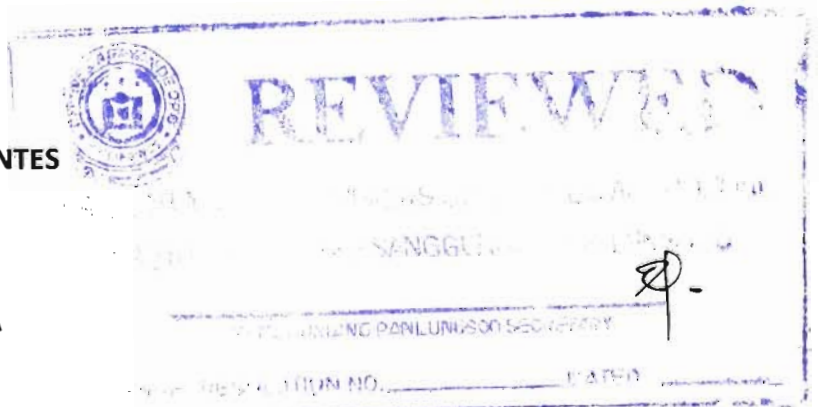
cf.
DIONNIE P. GERSANA
Asst. City Administrator
Acting City Administrator

OFFICE OF THE SANGGUNIANG BARANGAY

MINUTES OF THE REGULAR SESSION OF BARANGAY PAGATPAT HELD AT BARANGAY SESSION HALL ON July 3, 2017.

Present : PUNONG BARANGAY
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad
Barangay Kagawad

HON. ROEL Y. GABO
REY P. MABUNAY
HONORIO S. CERVANTES
EDNA P. EBANALO
ELGER E. DAAYATA
RIO B. GAYLA
JOWEL E. PABILONA



Absent :

NONE

**RESOLUTION NO.
SERIES OF 2017**

Presented for consideration is the SUPPLEMENTAL Budget No. 080 of the Barangay PAGATPAT for the period July 3 to December 31, 2017 in the sum of Php 72,228.00.

NOW THEREFORE, on motion of Kagawad ELGER E. DAAYATA duly seconded by Kagawad RIO GAYLA.

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

**APPROPRIATION ORDINANCE NO. 002
SERIES OF 2017**

APPROPRIATION FUNDS FOR THE PERIOD FROM JULY 3, 2017 to DECEMBER 31, 2017.

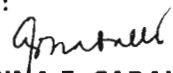
Be it enacted by the Sangguniang Barangay of PAGATPAT that the Supplemental Budget No. 02 covering the period from July 3, 2017 to December 31, 2017 with a total estimating income of Php 72,228.00 as against total appropriation of same amount is hereby approved.

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

APPROVED July 3, 2017.

I hereby certify that the forgoing Resolution No. 088 embodying Appropriation Ordinance No. 02 both series of 2017 which approved the Barangay Supplemental Budget No. 01 for the period July 3, 2017 to December 31, 2011 of Barangay PAGATPAT, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Barangay Session Hall of PAGATPAT on July 03, 2017.

ATTESTED BY :


GINA E. CABALLERO
Barangay Secretary

APPROVED BY :


ROEL Y. GABO
Acting Punong Barangay

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

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

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER: Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Collection and Remittance Agreement (MOA) with Philippine Health Insurance Corporation (PhilHealth), represented by its President and CEO Ramon Aristoza, Jr, governing the City's Accreditation as PhilHealth Accredited Collecting Agent (ACA), under the terms and conditions stated therein.

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

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Nov 2/2017

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
(08822) 721851; (088) 857-1029; 857-1035; 857-2048



ITEM NO.

Comm. No.
From:

Received by:
Date:

Subject Matter:

Collection and Remittance Agreement to be executed by the Philippine Health Insurance Corporation represented by its President & CEO, Mr. Ramon Aristoza, Jr., and the City Government of Cagayan de Oro represented by Hon. Oscar S. Moreno, City Mayor, governing the City's accreditation as Philhealth Accredited Collecting Agent (ACA) under terms and condition indicated therein.

Referred to the **COMMITTEE ON WAYS AND MEANS**, 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: 10/23/2017 (perusal)

Recommending Approval - LR

Chairman: **HON. GEORGE S. GOKING**

Vice Chairman: **HON. ZALDY O. OCON**

^{1ST} Member: **HON. ROMEO V. CALIZO**

^{2ND} Member: **HON. REUBEN R. DABA**

^{3RD} Member: **HON. DOMETILO C. ACENAS JR.**

DISSENTING

Member

Member



Communication Number: 2017-498

Date: 02/23/2017

Receiver: JESSAMINE

From: CMO

Subject: REQUESTING THE CITY COUNCIL FOR THE AUTHORITY TO SIGN THE COLLECTION AND REMITTANCE AGREEMENT TO BE EXECUTED BY AND BETWEEN THE CITY GOVERNMENT OF CAGAYAN DE ORO AND PHILHEALTH GOVERNING THE CITY'S ACCREDITATION AS PHILHEALTH ACA UNDER TERMS AND CONDITION INDICATED THEREIN.

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

FOR THE CITY VICE MAYOR &
PRESIDING OFFICER

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 8-3-17

*Refer to Committee on Ways + Means
Recommending Approval*

HON. MARIA LOURDES S. GAANE
Chairperson

HON. REUBEN R. DABA
Vice Chairperson

HON. GEORGE S. GOKING
Member

HON. JAY R. PASCUAL
Member

HON. SUZETTE MAGTAJAS-DABA
Member

HON. YAN LAM LIM
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: February 22, 2017

From: CMO

Subject Matter: REQUESTING THE CITY COUNCIL FOR THE AUTHORITY TO SIGN THE COLLECTION AND REMITTANCE AGREEMENT TO BE EXECUTED BY AND BETWEEN THE CITY GOVERNMENT OF CAGAYAN DE ORO AND PHILHEALTH GOVERNING THE CITY'S ACCREDITATION AS PHILHEALTH ACA UNDER TERMS AND CONDITION INDICATED THEREIN.

ACTION: REFER TO COMMITTEE ON HEALTH, SANITATION AND HEALTH INSURANCE

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
Cagayan de Oro City

LOCAL FINANCE COMMITTEE

1st Indorsment
20 July 2017

Respectfully furnished to the **Honorable Maria Lourdes S. Gaane, M.D., City Councilor, Chairperson, Committee on Health, Sanitation and Health Insurance, this city**, the herein handwritten comments and instructions by His Honor, City Mayor Oscar S. Moreno in relation to the Collection and Remittance Agreement proposed to be entered into by and between the City Government of Cagayan de Oro and the PHILHEALTH Insurance Corporation, hereby, inviting attention to Item No. 2 – allowing to proceed with the aforementioned agreement as explained per Item No. 1 and the clear instructions attached per Sub-Item No. 2.1 and 2.2 to the implementers of the program, for information and appropriate action.


ATTY. PERCY G. SALAZAR
City Budget Officer
Chairman, Local Finance Committee

cc: City Budget Office
City Accounting Department
City Finance Department
City Health Insurance Office



Republic of the Philippines
City of Cagayan de Oro

OFFICE OF THE CITY MAYOR

Atty. Perry Salazar,

1. Philhealth's Marlon Horacio has explained to us that the paragraph 2's earlier suggested to be deleted could not easily be deleted without Marlon's clearance.
 - 1.1 Philhealth's reason for this paragraph is understandable. Payment to Philhealth's agent is payment to Philhealth. So, Philhealth would still be liable.
 - 1.2. They just want to be covered by this liability.
2. The draft Agreement is OK with us.
 - 2.1. However, it is VERY IMPORTANT that we are fully aware of our DUTIES and LIABILITIES for failing to do such duties.
 - 2.2. Everything should be very clear to all our departments

Atty 14 July 17



REPUBLIC OF THE PHILIPPINES
Cagayan de Oro City

OFFICE OF THE CITY MAYOR

February 21, 2017

HON. RAINIER JOAQUIN "Kikang" V. UY

City Vice-Mayor
Cagayan de Oro City

Attention : **Hon. MARIA LOURDES S. GAANE**
Chair, Committee on Health, Sanitation,
and Health Insurance
18th City Council

Dear Vice-Mayor Uy:

We write regarding the City's implementation of the National Health Insurance Program, which the 18th City Council graciously supported by approving appropriations for the P180M PhilHealth annual premiums for calendar year 2017.

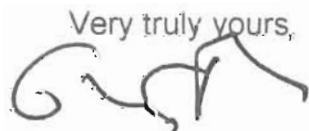
One of our guarantees in our engagement with PhilHealth is to support its programs and other initiatives.

We wholeheartedly support the initiative of the Committee on Health, Sanitation, and Health Insurance led by Hon. Maria Lourdes S. Gaane, M.D., urging the City government to act as PhilHealth's accredited collecting agent (ACA). We understand that the said agreement would generate additional revenues for the City, besides promoting efficient PhilHealth program implementation.

In line with this, we hereby request the 18th City Council for authority to sign the Collection and Remittance Agreement to be executed by and between the City Government of Cagayan de Oro and the PhilHealth governing the City's accreditation as a PhilHealth ACA, under terms and conditions indicated therein.

Thank you

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY VICE MAYOR
CITY OF CAGAYAN DE ORO
RECEIVED
DATE: 2/22/17
TIME: _____
BY: _____

Very truly yours,

OSCAR S. MORENO
City Mayor

1 **COLLECTION AND REMITTANCE AGREEMENT**

2
3 *KNOW ALL MEN BY THESE PRESENTS:*

4
5 This Collection and Remittance Agreement is made and entered into
6 this

7
8 _____ day of _____ 20__ in Pasig City, Metro Manila,
9 Philippines, by and between:

10
11 PHILIPPINE HEALTH INSURANCE CORPORATION, a government – owned
12 and controlled corporation duly created by virtue of RA 7875, as amended by RA 9241,
13 with principal office address at the Citystate Center Bldg., 709 Shaw Blvd., Pasig City,
14 Philippines, represented by its President and CEO, RAMON ARISTOZA, JR.,
15 hereinafter referred to as "PHILHEALTH"

16
17 - And -

18
19 CITY OF CAGAYAN DE ORO, a local government unit duly organized and
20 existing under and by virtue of the laws of the Philippines with principal office address at
21 Cagayan de Oro City, represented herein by its City Mayor, HON. OSCAR S.
22 MORENO, hereinafter referred to as the "LGU-CdeO",

23
24 WITNESSETH:

25
26 WHEREAS, contributions for the National Health Insurance Program (NHIP) from
27 all private and government sector employees and workers and other members are,
28 under the law, required to be remitted regularly to PHILHEALTH;

29
30 WHEREAS, PHILHEALTH is empowered by its charter to contract the services of
31 service contractors to assist in the discharge of its functions, including the collection of
32 PhilHealth Premium Contribution from its members;

33
34 WHEREAS, Section 13 of the Implementing Rules and Regulations of the
35 National Health Insurance Act (R.A. 7875), as amended by R.A. 9241, states that
36 "remittance of premium contribution shall be made to PhilHealth Offices or to any of the
37 accredited collecting agents";

39 WHEREAS, PHILHEALTH has issued PhilHealth Circular No. 08, s. 2009
40 prescribing the new guidelines in accrediting collecting agents for the collection of
41 PhilHealth premium contribution;
42

43 WHEREAS, to make such remittances to PHILHEALTH more convenient to the
44 paying members/individuals and employers, PHILHEALTH needs to engage the
45 services of LGU-CdeO to collect and receive the NHIP premium contribution as one of
46 its collecting agents;
47

48 WHEREAS, LGU-CdeO is willing to act as collecting agents of PHILHEALTH by
49 accepting for and in behalf of the latter, the premium contributions of all PhilHealth
50 Members under the Employed Sector (both government and private employers and
51 employees), Self-employed Professionals, Individually Paying Program (IPP) and
52 Sponsored Sector Program as well as new members who may hereinafter be enrolled;
53

54 WHEREAS, PHILHEALTH has accredited LGU-CdeO which shall provide the
55 collection – remittance service; and
56

57 NOW THEREFORE, for and in consideration of the foregoing and of the terms
58 hereunder set forth, PHILHEALTH and LGU-CdeO hereby agree to enter into this
59 Collection and Remittance Agreement under the following terms and conditions.
60

61 **Article I**

62 **SUBJECT MATTER**

63
64
65 The subject matter of this Agreement is the collection and remittance of premium
66 contributions for the NHIP from PhilHealth members as mentioned above as well as
67 new members who may hereinafter be enrolled.
68

69 LGU-CdeO is categorized as a semi-automated collecting agent which shall
70 receive filled-out PhilHealth Premium Payment Slip (PPPS) along with the
71 corresponding premium contributions of paying PhilHealth members or newly enrolled
72 members. It shall issue a validated PhilHealth prescribed accountable form called
73 PhilHealth Agents Receipt (PAR) based on the received PPPS from the payor and shall
74 submit to PHILHEALTH a text file report via electronic mail (email).
75

76 **Article II**

77

78 **CONSIDERATION**

79

80 During the collection period (i.e. the 1st to the 15th of the month and the 16th to

81 the last working day of the month), LGU-CdeO shall not be charged any interest on any

82 or all collections in its possession, except for late remittances, under remittances and

83 late submission of required reports and documents as hereinafter provided.

84

85 For acting as a collecting agent of PHILHEALTH, it shall pay to LGU-CdeO a

86 service fee for every collection made by LGU-CdeO for PHILHEALTH in accordance

87 with the following rates:

88

Service Fee Rate	Category of Membership	Remarks
3.0%	Employed Members and Individually Paying Members	For a minimum quarterly collections of P500,000.00, service fee shall be at 3.0% rate. However, if quarterly collections do not reach the minimum amount of P500,000.00, the service fee shall remain at 1.5% rate.
1.5%	Indigent or Sponsored Program Members	Collections from the Indigent or Sponsored Sector Members shall still be at 1.5% rate.

89

90 Such service fee shall be computed by multiplying the service fee rate of either

91 3.0% or 1.5%, whichever is applicable by the total quarterly collections. Payment of

92 such fee shall be made upon receipt of the Statement of Account or Notice of Billing

93 from LGU-CdeO.

94

95 Prior to the start of the actual collection, LGU-CdeO shall be required to post

96 Fidelity bond in the amount of FIVE HUNDRED THOUSAND PESOS (PhP 500,000.00),

97 subject, however, to increase based on the collection performance. This shall serve as

98 a measure of guarantee for losses, negligence, liability, injury or damage arising from

99 LGU-CdeO operations under this contract towards PHILHEALTH or the transacting

100 public for the faithful performance by LGU-CdeO of covenants, obligations and

101 undertakings assumed and agreed by both parties. Such surety bond shall remain in full

102 force until the period of prescription provided by law for the filing of such claim(s) for

103 loss, liability, negligence, injury or damage shall have lapsed.

104

105 LGU-CdeO shall likewise comply with all the provisions stated on the Warranties
106 of Accreditation (Annex A).

107

108 In addition, once PHILHEALTH has the application system for electronic receipt
109 issuance during the three-year accreditation period of LGU-CdeO, the latter shall be
110 required to comply with the prescribed electronic receipt issuance when accepting
111 premium collections from PhilHealth members and a revised RF2 report in xml format
112 shall thereafter be required accordingly. Meanwhile, the existing over-the-counter
113 collection and reporting system shall remain in effect.

114

115 **Article III**

116

117 **RESPONSIBILITIES OF COLLECTING AGENT**

118

119 Effective _____, LGU-CdeO shall start accepting
120 PHILHEALTH contributions from all members as well as new members who may
121 hereinafter be enrolled, except from Overseas Workers Program (OWP) members, and
122 must be accompanied by the prescribed PPPS as payment form.

123

124 LGU-CdeO shall acknowledge the payment by validating the PAR, through
125 machine validation and signature of the cashier, which shall be given to the payor and
126 thereafter serve as the official receipt of payment. However, in case of OFF-LINE
127 STATUS or branches without validating machines, LGU-CdeO shall indicate the payor's
128 name, PhilHealth Identification Number (PIN) or PhilHealth Employer Number (PEN), or
129 PhilHealth Organized Group Number (POGN), member type, applicable period, date of
130 payment, amount received and signature of the cashier in the PAR.

131

132 To allow the paying public convenience and easy access, LGU-CdeO shall
133 provide in all its branches an area or a place wherein payors can secure the PPPS.

134

135 LGU-CdeO, in accepting the remittances in behalf of PHILHEALTH, does not
136 guarantee that the amount remitted by the payor is the correct amount due from the
137 member or the covered employee for a given period and it shall not be obligated to
138 check with or verify from PHILHEALTH the correctness of the amount paid. LGU-CdeO,
139 however, guarantees that the amount paid corresponds with the amount printed on the
140 PAR.

141

142 In the event that payments are made by means of check or other clearing items,
143 and such check/clearing item is dishonored by the drawee bank, LGU-CdeO shall
144 deduct the amount of the check/s dishonored from the total remittance for the period
145 and forward a report of dishonored check/s duly addressed to PHILHEALTH together
146 with the dishonored check, which shall serve as the advice of dishonor. LGU-CdeO
147 shall then indicate at the back of the dishonored check the corresponding validation
148 control number and the date of the actual receipt of payment. In addition, LGU-CdeO
149 shall, as soon as possible, notify PHILHEALTH through fax, or any other faster means
150 available, of such dishonor by sending advance copies of reports, dishonored check(s)
151 and copy of PAR.

152 LGU-CdeO may refuse payment other than cash from payors who had records of
153 previously dishonored checks.

154
155 LGU-CdeO shall submit to PHILHEALTH within the specified remittance due date
156 for the applicable collection period the certified Remittance Report (RF2A), certified
157 Abstract of Daily Collection Report (RF2) both hard and soft copies in textfile format and
158 Bank Validated Deposit Slips (BVDS) or Credit Advice (CA), other documents (duly
159 validated PAR and a copy of PPPS) and such other reports that may thereafter be
160 required by PHILHEALTH.

161
162 If there are day/s without collection, it shall be included in the certified RF2A and
163 certified RF2, indicating that LGU-CdeO had no collection for a certain period/day.

164
165 Delayed remittance pertaining to a prior/different collection period shall be made
166 in a separate RF2A and RF2 reports.

167
168 Furthermore, LGU-CdeO shall always make available a certified Abstract of Daily
169 Collection (RF2) for PhilHealth Regional Office X.

170
171 LGU-CdeO, shall remit its collections to PHILHEALTH – Treasury Department by
172 way of direct deposit to PhilHealth's Mother Account maintained in Land Bank of the
173 Philippines, Pasig Capitol branch with supporting RF2A, RF2 both hard and soft copies
174 in textfile format, BVDS/CA, other documents (duly validated PAR and a copy of PPPS)
175 and such other reports that may thereafter be required by PHILHEALTH in accordance
176 with the following schedules:

177

178 a.) Payments accepted by LGU-CdeO from the first (1st) day to the fifteenth
179 (15th) day of the month (A "Collection Period") shall be remitted to PHILHEALTH not
180 later than the twenty-fifth (25th) day of the said month (a
181 "Remittance Due Date"); and

182
183 b.) Payments accepted by LGU-CdeO from the sixteenth (16th) day to the
184 last working day of the month (A "Collection Period") shall be remitted to PHILHEALTH
185 not later than the tenth (10th) day of the following month (a "Remittance Due Date").
186

187 5.1 If the remittance due date falls on a Saturday, Sunday or on a non-working
188 day/ holiday, collections shall be remitted to PHILHEALTH on the following working day.
189

190 However, should LGU-CdeO fail to remit its collections within the specified due
191 date for reasons other than force majeure, systems failure not exceeding 3 consecutive
192 business days or those reasons directly imputable to PHILHEALTH, a penalty of 1/30 of
193 3% plus an interest of 1/30 of 1% based on the total amount of the late remittance shall
194 be imposed for everyday of delay reckoned from the day immediately after the
195 applicable due date, as stipulated in this agreement and in conformity with applicable
196 laws and regulations.
197

198 Further, if LGU-CdeO fail to submit the required RF2A, RF2 both hard and soft
199 copy in textfile format and other documents (duly validated PAR and a copy of PPPS)
200 within the specified due date for reasons other than force majeure, systems failure not
201 exceeding 3 consecutive business days or those reasons directly imputable to
202 PHILHEALTH, a penalty of 1/30 of 1% based on the total amount covered by the late
203 submitted reports and documents shall be imposed for every day of delay reckoned
204 from the day immediately after the applicable due date, as stipulated in this contract and
205 under applicable laws.
206

207 In the event of system failure, LGU-CdeO shall ensure that there will be
208 continuity of the business process and it shall restore the system within three
209 consecutive business days. Otherwise, failure to restore the system beyond the three
210 days period shall be subjected to applicable penalties and interests as stipulated in the
211 provision of 5.2 and 5.3, Article III of this agreement.
212

213 LGU-CdeO shall undertake with proper coordination with PHILHEALTH, an
214 Information Education and Communication (IEC) campaign regarding arrangements
215 embodied in this agreement. It will also distribute and allow to be posted in its vicinity,

216 essential PHILHEALTH posters and other information materials needed for the effective
217 collection of premiums.

218

219 LGU-CdeO shall pay for all claims, damages and other benefits due to a
220 PhilHealth member whose contributions have been paid but were remitted late or under
221 remitted to PHILHEALTH on account of the negligence, omission and/or deliberate act
222 of its officers, personnel, employees, agents and other persons acting on its behalf.

223

224 Upon prior notice, LGU-CdeO shall allow PHILHEALTH or its representatives to
225 examine the accounts of LGU-CdeO arising from and by virtue of this agreement during
226 working hours of any working day as PHILHEALTH may deem necessary. It is
227 understood that such examination by PHILHEALTH shall be strictly limited only to the
228 records pertaining to PHILHEALTH and such other miscellaneous payments for the
229 accounts of PHILHEALTH. The confidentiality of accounts maintained by third persons
230 shall always be strictly observed.

231

232 LGU-CdeO shall be directly liable for damages or losses caused to PHILHEALTH
233 or its members for any anomaly or irregularity in any transaction covered by the
234 Agreement arising out of or in connection with the negligence of LGU-CdeO employees
235 or representatives as may be established after due investigation in an appropriate
236 proceeding.

237

238 LGU-CdeO shall duly receive the PAR and PPPS to be used for the transactions
239 under this agreement. LGU-CdeO shall be responsible in monitoring adequate supply of
240 PAR and PPPS and shall see to it that it has at least one month available supply of
241 such forms at all times.

242

243 To avoid shortage of available supply of PAR and PPPS, LGU-CdeO shall
244 request for additional supply of PAR And PPPS from PhilHealth Regional Office X
245 (Annex B). Series of PAR provided by PRO X must be utilized by the LGU-CdeO and
246 borrowing of PAR from other accredited collecting agents is strictly prohibited.

247

248 For unaccounted and/or missing validated PAR, LGU-CdeO shall submit an
249 affidavit of loss of unaccounted validated PAR to PHILHEALTH stating the facts and
250 circumstances surrounding the said loss, with an assurance that LGU-CdeO will
251 assume full responsibility should such forms be fraudulently used.

252

253

Article IV

254
255 **RESPONSIBILITIES OF PHILHEALTH**
256

257 PHILHEALTH shall provide the necessary information material for the IEC
258 campaign of LGU-CdeO.
259

260 PHILHEALTH shall deliver the PAR and PPPS to LGU-CdeO prior to the actual
261 implementation of this agreement and upon receipt of succeeding requests thereof.
262

263 PHILHEALTH shall update LGU-CdeO on any changes/amendments to the
264 applicable rules, regulations and policies concerning this Agreement.
265

266 PHILHEALTH shall conscientiously reconcile the remitted collections/payments
267 against both the hard and soft copies (in textfile format) of the corresponding RF2A and
268 RF2 submitted by LGU-CdeO as stipulated in Article III, item nos. 4 and 5.
269

270 Upon prior notice to LGU-CdeO, PHILHEALTH, thru its duly authorized
271 representative, reserves the right to examine the accounts of LGU-CdeO arising from
272 and by virtue of this Agreement during working hours of any working day as
273 PHILHEALTH may deem necessary. It is understood that such examination by
274 PHILHEALTH shall be strictly limited only to the records pertaining to PHILHEALTH and
275 such other miscellaneous payments for the account of PHILHEALTH. The confidentiality
276 of accounts maintained by third persons shall always be strictly observed.
277

278 **Article V**
279

280 **EFFECTIVITY, AMENDMENT AND PRE-TERMINATION**

281 This Agreement shall be effective for a period of three years from
282 _____ to _____, unless pre-terminated in writing by
283 either party.
284

285 Upon effectivity of this Agreement, LGU-CdeO assures that the provisions of this
286 Agreement and its Operating Guidelines (Annex C) shall be immediately implemented.
287

288 When the need arises, LGU-CdeO or PHILHEALTH may amend the provisions of
289 this Agreement and/or its annexes upon written notice and consent of the other party.
290

291 Violation of any provision of this agreement or failure to provide the services and
292 obligations as required by this agreement shall be tantamount to Breach of Contract
293 and/or violation of the Warranties of Accreditation which shall be, among others, be
294 valid grounds for pre-termination of this agreement.

295
296 In the event of Breach of Contract by LGU-CdeO, PHILHEALTH shall send a
297 written notice to LGU-CdeO specifying in reasonable detail, the circumstances which
298 constituted the breach. This shall also serve as the written notice from PHILHEALTH of
299 its intention to pre-terminate this agreement. Pre-termination of this agreement shall
300 take effect 60 days after the receipt of the written notice of pre-termination and shall be
301 without prejudice to the filing of appropriate legal actions against LGU-CdeO.

302
303 Within 10 days from the effectivity of the pre-termination of this agreement, LGU-
304 CdeO shall remit to PHILHEALTH all contributions due to the latter, together with all the
305 relevant reports, records and documents, with penalties and/or interests thereof, if any.

306
307 **Article VI**

308
309 **MISCELLANEOUS PROVISION**

310
311 The mechanics of implementation of this Agreement shall be embodied in its
312 Operating Guidelines (Annex C). Any amendment, modification or alteration of the
313 terms and conditions of this agreement may be made at any time during the period of its
314 effectivity provided that such amendment, modification and/or alteration shall be in
315 writing and upon mutual agreement of both parties.

316
317 **Article VII**

318
319 **SEPARABILITY CLAUSE**

320
321 If any of the terms and conditions of this Agreement is declared by a competent
322 court as invalid/void, the other terms not affected thereby shall remain in full force and
323 effect.

324
325 **Article VIII**

326
327 **CONFIDENTIALITY CLAUSE**

328

329 This agreement shall be treated with utmost confidentiality. As such, both parties
330 shall not, during the term of this Agreement, or at any time thereafter, disclose to any
331 person, firm or corporation, any information each party may have acquired by reason of
332 the services of responsibilities performed under this Agreement.

333
334 Each party will keep and maintain all Confidential Information in strict confidence,
335 using such degree of care as is appropriate to avoid unauthorized use or disclosure.

336
337 Each party will not, directly or indirectly, disclose any Confidential Information to
338 any third party, except with prior written consent of the other party.

339
340 At any time, upon request of a party (the "Requesting Party"), the other party (the
341 "Requested Party") will deliver promptly to the Requesting Party all memoranda, notes,
342 records, reports, media and other documents and materials regarding and including any
343 Confidential Information, which the Requesting Party may then process or have under
344 its control, except for one copy which it may keep for documentation purposes.

345
346 LGU-CdeO may disclose the Confidential Information to its directors, advisers,
347 employees and other agents who may need to know such information in connection with
348 and necessary for the performance of the collection services. If disclosure is required by
349 law however, a party shall notify the other party in writing at least five (5) calendar days
350 in advance of such disclosure, and provide the other party with copies of any related
351 information so that such party may take appropriate action to protect the Confidential
352 Information.

353
354 **Article VIII**

355
356 **GOVERNING LAWS**

357
358 The laws of the Philippines shall govern the relations of the parties and terms of
359 this Agreement. Any legal action arising out of this Agreement shall be submitted to the
360 proper courts of Pasig City only.

361
362 IN WITNESS WHEREOF, the parties have hereto affixed their signatures
363 through their duly authorized representatives on the date and place first herein
364 abovementioned.

365
366 **ACKNOWLEDGMENT**



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 20, 2017

FROM: CMO

SUBJECT MATTER: REQUESTING THE CITY COUNCIL FOR THE PASSAGE OF AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ENTER INTO MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT AND DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS COVERING THE IMPLEMENTATION OF 3 PROJECTS.

ACTION: REFER TO COMMITTEE ON PUBLIC WORKS.

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
City Government of Cagayan de Oro
City Hall, Cagayan de Oro City

OCT 20 2017
CITY MAYOR'S OFFICE

October 18, 2017

Hon. Joaquin Rainer "Kikang" V. Uy
City Vice Mayor
This City

Dear Vice Mayor Uy,

Greetings!

This pertains to this City Government's share in the Special Local Road Fund (SLRF) CY 2017, in the amount of **PhP8,799,972.00**. This amount is intended to finance the hereunder stated Three projects proposed by this City Government and were evaluated by the Department of Interior and Local Government (DILG) and Department of Public Works and Highways (DPWH) as qualified for implementation to be funded under our SLRF share, to wit:

#	Name of Project	Amount (PhP)
1	Rehabilitation plus Improvement of Brgy. Tignapoloan Road	2,800,000.00
2	Rehabilitation plus Improvement of Pagatpat-Camarahan Road	3,000,000.00
3	Safety Projects of Bayabas to NHA Road (Restituto St.)	2,999,972.00
	Total Amount	8,799,972.00

With this, there is a need for the City Government to enter a Memorandum of Agreement (MOA) with the Department of Interior and Local Government (DILG), and the Department of Public Works and Highways (DPWH).

Accordingly, I am therefore seeking authority from the City Council to enter MOA in behalf of the City Government.

Thank you and anticipating your usual positive action.

Sincerely,

Oscar S. Moreno
City Mayor

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY MAYOR
CAGAYAN DE ORO
DATE: 10/20/17
TIME: 11:24 am



Republic of the Philippines
City Government of Cagayan de Oro
City Hall, Cagayan de Oro City

CITY ENGINEER'S OFFICE

October 13, 2017

Hon. Oscar S. Moreno
City Mayor
This City

Dear Sir,

Greetings!

This pertains to this City Government's share in the Special Local Road Fund (SLRF) CY 2017, in the amount of Php8,799,972.00. This amount is intended to finance the hereunder stated Three projects proposed by this City Government thru this office and were evaluated by the Department of Interior and Local Government (DILG) and Department of Public Works and Highways (DPWH) as qualified for implementation to be funded under our SLRF share, to wit:

#	Name of Project	Amount (Php)
1	Rehabilitation plus Improvement of Brgy. Tignapoloan Road	2,800,000.00
2	Rehabilitation plus Improvement of Pagatpat-Camarahan Road	3,000,000.00
3	Safety Projects of Bayabas to NHA Road (Restituto St.)	2,999,972.00
Total Amount		8,799,972.00

With this, there is a need for the City Government to enter a Memorandum of Agreement (MOA) with the Department of Interior and Local Government (DILG), and the Department of Public Works and Highways (DPWH).

Accordingly, the undersigned is respectfully endorsing to your end the herewith prepared MOA for your comments and final decision. This has been reviewed already by the City Legal Office, which poses its no objection to the signing and execution of the same, and made its recommendation that such should be submitted to the City Council for approval and issuance of the necessary ordinance authorizing the Honorable City Mayor to sign the said MOA, hence this endorsement.

Hoping you will find everything is in order.

Thank you.

Sincerely yours,

Rolando M. Pacuribot
City Engineer

Eng. Rolando Pacuribot,
1. OK with me.
2. but is the such City
Council approval.
GB
18 Oct 17



Republic of the Philippines
CITY LEGAL OFFICE
Cagayan de Oro City

09 October 2017

ENGR. ROLANDO M. PACURIBOT
City Engineer
Cagayan de Oro City

Dear Engr. Pacuribot,

This pertains to your letter dated 05 October 2017 requesting for this Office review relative to the draft Memorandum of Agreement (MOA) entered by and between the Department of Public Works and Highways (DPWH), The Department of Interior and Local Government (DILG) and the City Government of Cagayan de Oro. In Re: City Government's share in the Special Local Road Fund (SLRF) under the Motor Vehicle Users Charge (MVUC) Law in the amount of Php 8,799,972.00.

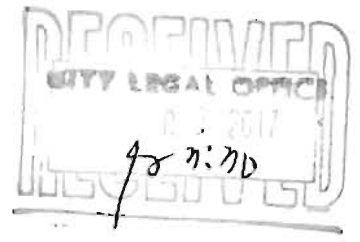
After a careful review, this Office finds the said Memorandum of Agreement to be in legal order. Thus, on the assumption that the City Government of Cagayan de Oro is amenable and is able to fully comply with the responsibilities imposed upon it under the MOA, this Office poses no objection to the signing and execution of the MOA and hereby recommends that the same be submitted to the City Council for approval and issuance of the necessary ordinance authorizing the Honorable City Mayor to sign the same.

For your information and appropriate action.


ATTY. DONALD G. DELEGENCIA
OIC-City Legal Office



CITY ENGINEER'S OFFICE



October 5, 2017

Atty. Donald G. Delgencia
Acting City Legal Officer
This City

Dear Atty. Delgencia,

Greetings!

This refers to this City Government's share in the Special Local Road Fund (SLRF) under the Motor Vehicle Users Charge (MVUC) Law, for CY 2017, amounting to Eight Million Seven Hundred Ninety Nine and Nine Hundred Seventy Two Pesos (PhP8,799,972.00), which is intended to fund the various projects proposed by this Local Government Unit (LGU) thru this office and approved by the Department of Interior and Local Government (DILG) for implementation using this amount.

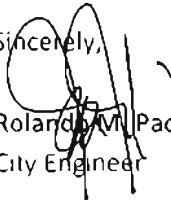
Under this undertaking, the Local Government of Cagayan de Oro City is being required to enter Memorandum of Agreement (MOA) with the Department of Interior and Local Government (DILG), and Department of Public Works and Highways (DPWH).

Accordingly, a prepared MOA is hereby endorsed to your end with our request to kindly have it reviewed prior to its subsequent endorsement to the City Council purposely to seek an Ordinance authorizing the Local Chief Executive (LCE) to enter a Memorandum of Agreement with the said Agencies for this endeavour, hence this endorsement.

Hoping your usual positive action.

Thank you.

Sincerely,


Rolando M. Pacuribot
City Engineer

MEMORANDUM OF AGREEMENT AMONG THE DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS (DPWH), DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT (DILG) AND THE CITY OF CAGAYAN DE ORO FOR THE IMPLEMENTATION OF THE SPECIAL LOCAL ROAD FUND (SLRF) UNDER R.A. 8794 OR MVUC LAW

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement (MOA) entered into and executed this ____ day of - _____ in the year of our Lord Two Thousand and Seventeen, among

The Department of Public Works and Highways (DPWH) represented herein by YOLANDA T. EGAM, District Engineer – DPWH 1st District, with principal office address at Bulua Cagayan de Oro City, hereinafter referred to as DPWH.

The Department of Interior and Local Government (DILG) represented by Regional Director ARNEL M. AGABE, with principal office address at Km. 3, Masterson Avenue, Upper Carmen, Cagayan de Oro City, hereinafter referred to as DILG.

and

The City Government of Cagayan de Oro represented herein by City Mayor, Hon. Oscar S. Moreno, with principal office address at Executive House, City Hall, Capistrano – Gaerlan St., Cagayan de Oro City and hereinafter referred to as **Local Government Unit (LGU)**.

WITNESSETH THAT:

WHEREAS, pursuant to R.A. 8794, the Motor Vehicle Users’ Charge (**MVUC**) Law, under Section 1, which declares that “it is the policy of the State to provide for and ensure the adequate maintenance of national and provincial roads through sufficient funding for

WHEREAS, Section 7 of the said Act, which states that “all monies collected under this Act shall be earmarked solely and used exclusively (1) for road maintenance and improvement of road drainage, (2) for the installation of adequate and efficient traffic lights and road safety devices, and (3) for air pollution control”. It further provides that 5% of all monies collected shall be deposited in the national treasury under the Special Local Road Fund (SLRF) which shall be apportioned to provincial and city governments in accordance with the vehicle population and size of the road network under their respective jurisdictions and shall be used exclusively for maintenance of local roads, traffic management and road safety devices, It also directs that the Special Road Support Fund, the Special Local Roads Fund and Special Road Safety Fund shall be under the DPWH;

WHEREAS, pursuant to Sections 3 and 5 of Executive Order No.124 dated 30 January 1987, the **DPWH** shall decentralize its responsibilities to the fullest extent possible; and may delegate to any agency it determines to have adequate technical capability, any of its powers and to assist local road maintenance and safety provisions;

Engr. Rolando M. Pacuribot
CITY ENGINEER

Engr. Jane J. Docallos
DILG-CLGOO

Witness:
Sangkalangit Papandayan
DPWH ACCOUNTANT

For DPWH:
Yolanda T. Egam
DPWH DISTRICT ENGINEER

For LGU:
Oscar S. Moreno
CITY MAYOR

For DILG:
Arnel M. Agabe, Ceso IV
OIC-REGIONAL DIRECTOR 10

WHEREAS, the **DILG** is an agency mandated to exercise general supervision over the **Local Government Units (LGUs)** and is tasked to strengthen the capability of **LGUs** in the delivery of devolved services including the maintenance and construction of local roads and to coordinate the activities undertaken by **LGUs**;

WHEREAS, the **DPWH**, in consideration of the **DILG’s** mandate over **LGUs** has proposed that **DILG** extends its assistance to provinces and cities through the **Special Local Road Fund** for the maintenance of local roads;

WHEREAS, it is necessary that a Memorandum of Agreement should be entered into for the purpose of delineating responsibilities regarding the implementation of policies, standards and procedures at the **LGU** level in accordance with the pertinent provision of **SLRF** under the **MVUC** Law and its **IRR**.

NOW, THEREFORE, for an in consideration of the foregoing premises and mutual covenants herein set forth, the **PARTIES** to this Memorandum of Agreement do hereby agree on the following terms and conditions:

Article I

This agreement covers the release, utilization and liquidation of fund for the **LGU** eligible projects and activities such as road maintenance, installation of road safety devices and traffic management projects under the Special Local Road Fund the funding check will be acknowledged through the issuance of Official Receipt (**OR**).

Article II
General provision

01. This agreement covers the implementation of approved SLRF projects along City roads in the City of Cagayan de Oro;

Names of Project	Amount
a. Rehabilitation plus Improvement of Brgy. Tignapoloan Road	2,800,000.00
b. Rehabilitation plus Improvement of Pagatpat-Camarahan Road	3,000,000.00
c. Safety Projects of Bayabas to NHA Road (Restituto St.)	<u>2,999,972.00</u>
Total	₱ 8,799,972.00

02. All applicable provisions of the Guidelines on the Implementation of Approved Projects under The **Special Local Road Fund (SLRF) –MVUC law** is made an integral part of this **MOA**;

Article III
RELEASE OF FUNDS AND DEPOSITS AND
REPORT OF EXPENDITURES

OPENING OF ROAD FUND DISBURSEMENT ACCOUNT. Each LGU shall maintain a separate Trust Account to be known as the Road Fund Disbursement Account by opening a Local Currency Current Account (LCCA) in the authorized government depository bank preferably Land Bank of the Philippines and provide the DPWH with the LCCA Number, copy furnished the DILG, if the LGU has an existing Trust Account, a separate subsidiary ledger per project for SLRF is required.

RELEASE/TRANSFER OF FUNDS. The following procedures shall be followed in the transfer of funds to LGUs:

Witness

For DPWH:

For LGU

For DILG:

Rolando M. Pacuribot
CITY ENGINEER

Engr. Jane J. Docallos
DILG-CLGOO

Sangkalangit Papandayan
DPWH- ACCO IN-ANT

Yolanda T. Egam
DPWH DISTRICT ENGINEER

Oscar S. Moreno

Arnel M. Agabe, Ceso IV
OIC-REGIONAL DIRECTOR 10

1.1 DPWH Central Office shall release the funds thru the issuance of Sub Allotment Advice (SAA) and NCA to the DPWH Regional Offices within one (1) week upon receipt of the SARO

1.2 The DPWH – RO within (1) week, shall issue the Letter of Advice of Allotment (LAA) effecting the full transfer of allotment to the concerned LGU. There shall be no retention for engineering and administrative overhead for the DPWH. The LGUs can use the LAA as basis to proceed with procurement process.

1.3 Within one (1) week upon the approval of the MOA the DPWH-RO shall release The cash advance in full to the LGUs. The LGU receipt of the funding check will be Acknowledged through the issuance of Official Receipt (OR).

1.4 Final liquidation of cash advance shall be submitted by the LGU to the DPWH-RO within one (1) month upon final inspection of the projects. Any unexpected amount after the project completion shall be remitted to the account of the DPWH-DEO/RO. The only allowed level for retention is the bank maintaining Balance for the newly opened trust account and LGU should secure a bank certification and this should form part of their final liquidation. DPWH-DEO/RO should issue an Official Receipt (OR) to all funds returned by LGUs. The LGU shall be made fully accountable for all funds released by the DPWH.

Release of SLRF to an LGU for new projects is subject to full liquidation of prior SLRF Cash Advances. LGUs unliquidated cash advance from other DPWH projects Should not be considered for the non-release of SLRF. All Liquidation Report of Expenditure shall be submitted to the Comptrollership and Financial Management Division (CFMD) of the DPWH-RO in the required format (see Annex 4) copy Furnished the DILG-RO/PO/CO.

REPORT OF EXPENDITURES. Each LGU shall submit a Report of Expenditures in the required format (please refer annex 3 of the JMC), to the Comptrollership and Financial Management Division (CFMD) of the DPWH – RO, copy furnished the DILG-Regional Office through DILG Regional Office or DILG Provincial or City Office. Any unexpended amount after the project completion shall be remitted to the DPWH-RO. The DPWH-RO shall issue an official receipt to the LGU remittance of the unused cash balance. The LGU shall be made duly accountable for all funds released to it by the DPWH.

Article IV

WORKING ARRANGEMENTS AND PROCEDURES FOR EXECUTING THIS AGREEMENT

For the efficient and successful execution of this Agreement, the PARTIES hereby agree to undertake the following:

A. DUTIES AND RESPONSIBILITIES OF DPWH – RO/DEO:

1. Enter into a MOA with LGU and DILG-RO
2. Upon receipt of the Sub-Allotment Advice (SAA) from DPWH-Central Office, the DPHW-RO to effect transfer of fund to the LGU through the issuance of Letter of Advice of Allotment (LAA).
3. Provide monthly status of fund releases and liquidations to DILG-RO
4. Ensure that the projects implemented are in accordance with DPHW Road Specifications.
5. Conduct a final inspection of each of the completed project/s together with DILG-RO

and LGU shall and shall issue a Joint Certificate of Completion.

B. DUTIES AND RESPONSIBILITIES OF THE DILG:

OPDS-SLRF

1. Inform Provincial and City Governments of the approval and corresponding release Of **SARO** for their proposed projects.
2. Advise the **LGUs** to submit list of projects with location and project cost corresponding to the approved allocation.
3. Coordinate with **DPWH-CO** for the transfer of funds to **LGUs**.
4. Conduct periodic consultation with **DILG** and **DPWH** Field Offices and **LGUs** for the Smooth implementation of projects and help resolve issue and concerns on project implementation.
5. To provide technical assistance to **LGUs** and provide training for institutional capacity building on local road management.

RO/PO/CO

1. Enter into a **MOA** with **LGU** and **DPWH-RO/DEO**:
2. Conduct technical review of Individual Programs of Work.
3. Facilitate signing of **MOA** among **DPWH**, **DILG** and **LGU**.
4. Coordinate with **DPWH RO** and facilitate transfer of fund to **LGUs**.
5. Facilitate in resolving issues regarding project implementation.
6. Submit Monthly Monitoring Reports on the progress of the **LGU's** implementation of projects to **OPDS-SLRF** on the prescribed format.
7. Make every effort to ensure that **LGUs** implement the project on schedule and liquidate the funds on time as applicable.
8. Conduct a pre-final and final inspection of each of the completed projects together With **DPWH-RO/DEO** and **LGU** and shall issue a Joint Certificate of Completion.

DUTIES AND RESPONSIBILITIES OF LGUS:

1. Enter into a **MOA** with **DILG-RO** and **DPWH-RO/DEO**.
2. Implement the approved projects in accordance with the Approved Program of Work, Road Specifications and implementation schedule.
3. Ensure that every progress billing that the required quality control test in each of every pay item has been complied with in accordance with **DPWH** Minimum Required Testing for Road Projects.
or before every 25th of the month.
4. Submit Monthly Progress Report to **DPWH** and **DILG-RO/PO/CO** using BOM Form 1 on or before every 25th of the month
5. Disburse the released funds in accordance with prescribed accounting and auditing rules and regulations.
6. Liquidate **SLRF** fund releases using the prescribed format and as stipulated in the guidelines
7. Request for the conduct of Pre-final and Final Inspection as stipulated in the guidelines.
8. Implement and complete the projects within the validity of the **SARO**.
9. Liquidate all cash advances and return any savings to **DPWH-RO** in the form of a check upon final payment to all project creditors.
10. To assign focal person in-charge of **SLRF** projects from **PEO/CEO**.

WITNESS
Rolando M. Pacuribot
CITY ENGINEER

WITNESS:
Engr. Jane J. Docallos
DILG-CLGOO

WITNESS
Sangkalangit Papandayan
DPWH ACCOUNTANT

For DPWH-
Yolanda T. Egam
DPWH DISTRICT ENGINEER

For LGU:
Oscar S. Moreno
CITY MAYOR

El M. Agabe, Cesol IV
REGIONAL DIRECTOR 10

Activity V
EFFECTIVITY

This Agreement shall be effective from the date of its signing and shall continue to in force, unless sooner terminated by either party within thirty days (30) upon prior written notice delivered to the other.

Article VI
SPECIAL PROVISIONS

All Annexes and other documents attached to this Memorandum of Agreement shall be understood as forming part of this MOA. Provisions and contents thereof are therefore binding on both parties unless part or whole of these documents are amended and mutually agreed upon by both parties.

IN WITNESS THEREOF, the PARTIES have hereto affixed their signatures on the date and place above-written.

FOR THE DPWH:

EVELYN A. TIRADO
ASST. DISTRICT ENGINEER -1ST DISTRICT

FOR THE DILG:

ARNEL M. AGABE, CESO IV
REGIONAL DIRECTOR

FOR THE LGU:

HON. OSCAR S. MORENO
CITY MAYOR

WITNESSES:

ROLANDO M. PACURIBOT
CITY ENGINEER

ENGR. JANE J. DOCALLOS
DILG - CITY DIRECTOR

APPROVED BY:

YOLANDA T. EGAM
DPWH 1ST DISTRICT ENGINEER

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES

BEFORE ME, this _____ day of _____, 2017 at _____, Philippines
personally appeared

WITNESS:
Rolando M. Pacuribot
CITY ENGINEER

WITNESS:
Engr. Jane J. Docallos
DILG-CLGOO

	Name	ID Number
DPWH	YOLANDA T. EGAM	_____
DILG	ARNEL M. AGABE	_____
MAYOR	OSCAR S. MORENO	_____

WITNESS
Sangkelangit Papandayan
DPWH ACCOUNTANT

Known to me to be the same persons who executed the foregoing instrument and acknowledge
to me that the same is their free and voluntary acts and deeds and of the entities they
represent.

WITNESS MY HAND AND NOTARIAL SEAL

For DPWH-{:
Yolanda T. Egam
DPWH DISTRICT ENGINEER

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

For DILG:
ARNEL M. AGABE
REGIONAL DIRECTOR

For LGU:
Oscar S. Moreno
CITY MAYOR

