



18th CITY COUNCIL

Cagayan de Oro

AGENDA



118th Regular Session
Monday / March 04, 2019
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



March 1, 2019

THE HONORABLE MEMBERS

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

Gentlemen and Ladies:

Please be informed that the **118th Regular Session** of the 18th City Council (*Sangguniang Panlungsod*) of Cagayan de Oro will be on **Monday, 4 March 2019, 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

First District

Second District

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 O. 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

Ex-Officio Members

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

HON. JOHN MICHAEL L. SENO
CITY COUNCILOR
CITY SK FEDERATION PRESIDENT

**AGENDA OF THE 118TH REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 4 MARCH 2019**

Order of Business

- A. CALL TO ORDER BY THE HONORABLE CHAIR AND PRESIDING OFFICER**
- B. INVOCATION BY HONORABLE CITY COUNCILOR SUZETTE G. MAGTAJAS-DABA**
- C. SINGING OF THE NATIONAL ANTHEM**
- D. SINGING OF THE CAGAYAN DE ORO MARCH**
- E. ROLL CALL AND DETERMINATION OF QUORUM BY THE CITY SECRETARY**
- F. READING, CORRECTIONS, IF ANY, AND APPROVAL OF THE MINUTES OF THE PREVIOUS REGULAR SESSION ON FEBRUARY 26, 2019
(SEE APPENDIX "A" / Pages 1-15)**
- G. SPECIAL REPORT**
- H. AGENDA PROPER:**

- 1) A. PROPOSED RESOLUTION NO. 2019-70** – returning to the Barangay Council of **Barangay No. 24**, this City, its Ordinance No. 003, Series of 2018, covering its Annual Budget for Calendar Year 2019 with an Estimated Income of ₱8,584,692.00, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.
(SEE APPENDIX "B" / Pages 16-26)

Document/s on file:

- | | |
|---|--|
| <ul style="list-style-type: none">▪ Indorsement of the City Vice Mayor Raineir Joaquin V. Uy dated February 18, 2019▪ Indorsement of the City Budget Officer dated February 20, 2019▪ CY 2019 Annual Budget Technical Review Analysis Sheet by the LFC▪ Budget Message▪ SK Resolution No. 01, Series of 2018▪ Ordinance No. 003, Series of 2018 of Barangay No. 24▪ Budget of Expenditures and Sources of Financing, FY2019▪ Programmed Appropriation by PPA, Expense Class, Object Expenditure & Expected Results FY2019▪ Summary- Job Order | <ul style="list-style-type: none">▪ Personnel Schedule CY2019▪ Statement Statutory and Contractual Obligations CY 2019▪ Major Final Output (MFO)▪ Certification issued by the Barangay▪ Barangay Resolution No. 04, Series of 2018 (Approving 2019 AIP)▪ Barangay Development Council Resolution No. 003-2018▪ FY2019 Annual Investment Program (AIP)▪ Barangay Development Council Resolution No. 1▪ List of Projects Chargeable Against the 20% Development Fund, FY2019▪ Plantilla of Personnel FY2019 |
|---|--|

COMMITTEE SPONSOR/S:

COMMITTEE ON **BARANGAY AFFAIRS**

-

COUNCILOR YAN LAM LIM, CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- B. PROPOSED RESOLUTION NO. 2019-71** – returning to the Barangay Council of **Barangay No. 32**, this City, its Ordinance No. 001, Series of 2019, covering its Annual Budget for Calendar Year 2019 with an Estimated Income of

P3,500,900.00, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.

(SEE APPENDIX "C" / Pages 27-35)

Document/s on file:

- Indorsement of the City Vice Mayor Raineir Joaquin V. Uy dated February 27, 2019
- Indorsement of the City Budget Officer
- CY 2019 Annual Budget Technical Review Analysis Sheet by the LFC
- Budget Message
- Ordinance No. 001, Series of 2019 of Barangay No. 32
- Budget of Expenditures and Sources of Financing, FY2019
- Programmed Appropriation by PPA, Expense Class, Object Expenditure & Expected Results FY2019
- List of Projects Chargeable Against the 20% Development Fund, FY2019
- Summary-General Services- Job Order
- Certified Statement of Income
- Major Final Output (MFO)
- Statement Statutory and Contractual Obligations CY 2019
- Certification issued by the Barangay
- Barangay Development Council Resolution No. 1
- Barangay Resolution No. 2, Series of 2019 (Approving 2019 AIP)
- FY2019 Annual Investment Program (AIP)
- Certified Statement of Income
- Plantilla of Personnel FY2019

COMMITTEE SPONSOR/S:

COMMITTEE ON **BARANGAY AFFAIRS**

- COUNCILOR YAN LAM LIM, CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- 2) PROPOSED ORDINANCE NO. 2019-29** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Department of Information and Communications Technology (DICT), represented by its OIC-Director IV, Evamay C. Dela Rosa, MSIT, ITIL, covering the Free-Use of the Tech4Ed Platform with Conditional Donation of Thin Client Equipment Package, under the terms and conditions stipulated therein.
(SEE APPENDIX "D" / Pages 36-53)

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated January 14, 2019
- Letter of the City Librarian dated August 16, 2019 with Marginal Note of the City Mayor
- Opinion of the City Legal Officer
- Draft MOA

COMMITTEE SPONSOR/S:

COMMITTEE ON **EDUCATION**

- COUNCILOR SUZETTE MAGTAJAS-DABA., CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- 3) PROPOSED RESOLUTION NO. 2019-72** – approving and/or adopting the Oro Youth Development Plan of the City of Cagayan de Oro for CY 2019-2021.
(SEE APPENDIX "E" / Pages 54-59)

AUTHORS: COUNCILORS JOHN MICHAEL L. SENO & IAN MARK Q. NACAYA

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated October 8, 2018
- City Development Council Resolution No. 10 (s.2018)
- Endorsement of the Interim Oro Youth Development Officer February 20, 2019
- Oro Youth Development Plan 2019-2021

COMMITTEE SPONSOR/S:

COMMITTEE ON **SPORTS AND YOUTH DEVELOPMENT**

- COUNCILOR JOHN MICHAEL L. SENO, CHAIRPERSON

COMMITTEE ON **FINANCE, BUDGET AND APPROPRIATIONS**

- COUNCILOR EDNA M. DAHINO, CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR TEODULFO E. LAO, JR., VICE CHAIR
- COUNCILOR REUBEN R. DABA, MEMBER

- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- 4) PROPOSED RESOLUTION NO. 2019-73** – endorsing and/or interposing no objection to the conversion/classification of the herein mentioned roads in Cagayan de Oro City from "City Roads" to "National Roads", to wit:

a.	Macapagal Road (Jct. Masterson Avenue – Jct. Bulua/BCIR), Cagayan de Oro 1 st Legislative District
b.	CDO Coastal Bypass Road (Abut "B" of CDO 3 rd Bridge, Kauswagan-Abut "B" of Iponan Bridge III, Bulua Section) Cagayan de Oro 1 st Legislative District
c.	J.R. Borja Extension Road (Jct. Osmeña-Gusa Section) Cagayan de Oro 2 nd Legislative District
d.	CDO Coastal Bypass Road (Abut "B" of CDO 3 rd Bridge –Puntod –Lapasan-Gusa Section) Cagayan de Oro 2 nd Legislative District

(SEE APPENDIX "F" / Pages 60-68)

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated June 19, 2018
- Opinion of the City Legal Office dated February 13, 2019
- Letter of Regional Director V.C. Eduarte with Marginal Note of the City Mayor
- Transmittal from the City Engineer's Office

COMMITTEE SPONSOR/S:

COMMITTEE ON **PUBLIC WORKS**

- COUNCILOR ZALDY O. OCON, CHAIRPERSON
- COUNCILOR JAY R. PASCUAL, VICE CHAIR
- COUNCILOR EDNA M. DAHINO, MEMBER
- COUNCILOR TEODULFO E. LAO, JR., MEMBER
- COUNCILOR REUBEN R. DABA, MEMBER
- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

- 5) PROPOSED RESOLUTION NO. 2019-74** – extending the planning period of the Comprehensive Land Use Plan (CLUP) of Cagayan de Oro City from "2013-2022" to the current "2019-2027", a 9-Year/Term-Based Projection by a chief executive.
(SEE APPENDIX "G" / Pages 69-70)

Document/s on file:

- Letter of Engr. Isidro G. Borja, City Planning and Development Coordinator dated February 18, 2019

COMMITTEE SPONSOR/S:

COMMITTEE ON **LAWS AND RULES**

- COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- 6) A. PROPOSED ORDINANCE NO. 2019-30** – approving the application of Punong Barangay Roel Y. Gabo of Barangay Pagatpat, this City, for a permit to conduct a 2-Day (2) Cockfight at the Pagatpat Cockpit Arena on March 12-13, 2019 on the occasion of the barangay fiesta celebration in honor of its patron, Saint Joseph the Family.
- B. PROPOSED ORDINANCE NO. 2019-31** – approving the application of Punong Barangay Roel Y. Gabo of Barangay Pagatpat, this City, for a permit to conduct a Traditional Cockfighting at Pagatpat Cockpit Arena, on March 18-19, 2019 as part of the Annual Fiesta activities of the said barangay.
(SEE APPENDIX "H" / Pages 71-75)

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated February 20, 2019
- Letter of Punong Barangay of Pagatpat dated February 26, 2019 and February 18, 2019

COMMITTEE SPONSOR/S:

COMMITTEE ON **GAMES AND AMUSEMENT**

-

COUNCILOR ZALDY O. OCON, CHAIRPERSON
COUNCILOR ROMEO V. CALIZO, VICE CHAIR
COUNCILOR ENRICO D. SALCEDO, MEMBER

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- 7) PROPOSED ORDINANCE NO. 2019-32** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Contract of Affiliation with the Professional World Academy-Misamis, represented by its School Executive Vice President, Alfredo T. Limbaga, covering the internship and clinical exposure of its students at the JR Borja General Hospital, this City, under the terms and conditions stipulated in the contract submitted to this body.
(SEE APPENDIX "I" / Pages 76-83)

Document/s on file:

- Endorsement of City Vice Mayor Raineir Joaquin V. Uy dated February 27, 2019
- Letter of the City Mayor Oscar S. Moreno dated January 30, 2019
- Opinion of the City Legal Office dated February 1, 2019
- Draft Contract

COMMITTEE SPONSOR/S:

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

-

COUNCILOR MARIA LOURDES S. GAANE., CHAIRPERSON
COUNCILOR ZALDY O. OCON, MEMBER

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

- 8) A. PROPOSED ORDINANCE NO. 2019-33** – authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Lease Contract with Rural Transit Mindanao Incorporated (RTMI), represented by its Branch Manager, John Del Castillo, covering a portion of the Westbound Terminal, specifically Bays One (1) to Fifteen (15) and Bays Twenty-Two (22) to Twenty-Three (23), under the terms and conditions stipulated therein.

- B. PROPOSED ORDINANCE NO. 2019-34** –authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Lease Contract with Super Five Transport, represented by its Manager, Paul P. Padayhag, covering a portion of the Westbound Terminal, specifically Bays Sixteen (16) to Twenty (20) and One Ticket Booth (marked and identified as Booth No. 4), under the terms and conditions stipulated therein.

(SEE APPENDIX "J" / Pages 84-95)

Document/s on file:

- Endorsement of the Officer-In-Charge of the East-Westbound Terminals & Public Market
- Endorsement of the City Legal Office dated February 6, 2019
- Draft Lease of Contracts

COMMITTEE SPONSOR/S:

COMMITTEE ON **ECONOMIC ENTERPRISES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

COMMITTEE ON **LAWS AND RULES**

-

COUNCILOR IAN MARK Q. NACAYA, CHAIRPERSON

**MINUTES OF THE 117TH REGULAR SESSION OF THE 18TH CITY COUNCIL
(SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO ON
MONDAY, 26 FEBRUARY 2019**

City Vice Mayor **RAINEIR JOAQUIN V. UY**, Presiding Officer, called the session to order at exactly 3:45 P.M.

The members present were the following:

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

First District:

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

Second District:

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

Ex-Officio Members:

- City Councilor **YAN LAM S. LIM** (*President, Liga ng mga Barangay*)
- City Councilor **JOHN MICHAEL L. SENO** (*President, City SK Federation*)

Absent:

- City Councilor **NADYA EMANO-ELIPE**, ASST. MINORITY FLOOR LEADER

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

A. ON MINUTES OF THE 116TH REGULAR SESSION ON FEBRUARY 18, 2019

MOTION NO. 24135-2019

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE 116TH REGULAR SESSION ON FEBRUARY 18, 2019, AND TO CONSIDER THE FURNISHING OF THE COPIES THEREOF TO EACH MEMBER AS THE READING ITSELF

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

MOTION NO. 24136-2019

MOTION TO APPROVE THE MINUTES OF THE 116TH REGULAR SESSION ON FEBRUARY 18, 2019

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

B. ON SPECIAL REPORT

- i. Councilor Ian Mark Q. Nacaya reported it is about time [1] to create a special body that will take charge of the city's Sistership Agreements with other LGUs local and abroad, and [2] to put terms of reference/rationale on which the Sanggunian will base its action in acknowledging persons as adopted son/daughter of Cagayan de Oro, among other things.

Action taken: The report was referred to the Committees on Laws and Rules and on Tourism for appropriate action.

- ii. Councilor Reuben R. Daba reported about the activities of Native Authentic Philippine History Tallano Ancestral Land Indigenous Tribes (Naph tali Tribes) promising its members housing, scholarships, livelihoods and jobs, saying these are too good to be true and suggested that the City Council must dig deeper into NAPHTALI, among other things.

Action taken: The report was referred to the Committee of the Whole for appropriate action.

C. ON MINUTES OF THE 117TH REGULAR SESSION ON FEBRUARY 26, 2019

RESOLUTION NO. 13242-2019

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF DANSOLIHON, THIS CITY, ITS ORDINANCE NO. 04-S-2018, SERIES OF 2018, COVERING ITS SUPPLEMENTAL BUDGET NO. 2 FOR CALENDAR YEAR 2018, WITH AN ESTIMATED INCOME OF P252,311.00, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

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

MOTION NO. 24137-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13242-2019**

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

RESOLUTION NO. 13243-2019

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 13**, THIS CITY, ITS ORDINANCE NO. 001, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 2019, WITH AN ESTIMATED INCOME OF P2,956,594.00, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY.

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

RESOLUTION NO. 13244-2019

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 17**, THIS CITY, ITS ORDINANCE NO. 1, SERIES OF 2019, COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 2019, WITH AN ESTIMATED INCOME OF P3,674,168.00, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

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

RESOLUTION NO. 13245-2019

RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF **BARANGAY NO. 25**, THIS CITY, ITS ORDINANCE NO. 1, SERIES OF 2019 COVERING ITS ANNUAL BUDGET FOR CALENDAR YEAR 2019, WITH AN ESTIMATED INCOME OF P3,579,930.00, WITH THE INFORMATION THAT SAID ORDINANCE IS IN ORDER AND THEREFORE THE SAME MAY BE GIVEN FORCE AND EFFECT AS OF THE DATE FIXED FOR ITS EFFECTIVITY

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

MOTION NO. 24138-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NOS. 13243-2019, 13244-2019, & 13245-2019**

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

ORDINANCE NO. 13599-2019

AN ORDINANCE APPROVING THE APPLICATION FOR SIMPLE SUBDIVISION PROJECT OF THE HEIRS OF MELGUIADES DE LA CRUZ, REPRESENTED BY MR. CLEMENTE R. DE LA CRUZ, COVERING LOT 19, BLOCK 9 (LRC) PSD-20502 WITH AN AREA OF 240 SQUARE METERS, CONTAINING 2 LOTS, LOCATED IN BARANGAY NAZARETH, THIS CITY, SUBJECT TO THE HEREIN CONDITIONS AS RECOMMENDED BY THE CITY PLANNING AND DEVELOPMENT OFFICE

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

MOTION NO. 24139-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13597-2019**

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

ORDINANCE NO. 13600-2019

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) WITH THE BUKIDNON STATE UNIVERSITY, REPRESENTED BY ITS PRESIDENT, DR. OSCAR B. CABAÑELEZ, COVERING THE ON-THE-JOB TRAINING OF ITS SOCIOLOGY STUDENTS PER REQUIREMENT OF THE COURSE CURRICULUM, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

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

MOTION NO. 24140-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13598-2019**

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

ORDINANCE NO. 13601-2019

AN ORDINANCE APPROVING SUPPLEMENTAL BUDGET NO. 1 OF THE GENERAL FUND FOR CY 2019, WITH AN ESTIMATED INCOME OF P32,881,717.00 AGAINST ESTIMATED EXPENDITURES OF THE SAME AMOUNT, AND FOR OTHER PURPOSES

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

MOTION NO. 24141-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13599-2019**

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

MOTION NO. 24142-2019

MOTION TO REFER TO THE LOCAL FINANCE COMMITTEE THE MANIFESTATION OF COUNCILOR ROMEO V. CALIZO THAT THE P3.5 MILLION BUDGET IN THE SB 1 OF THE GENERAL FUND FOR CY 2019 IS ONLY FOR THE PURCHASE OF 7 TRAINED SNIFFING DOGS AND THEIR NEEDS AND NOT FOR THE WHOLE INSTITUTIONALIZATION CONCEPT OF THE K-9 PLATOON, FOR STUDY OF THE FUNDING REQUIREMENTS FOR THE INSTITUTIONALIZATION THEREOF

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

ORDINANCE NO. 13602-2019

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING (RENEWAL) WITH THE MASICAP MSME DEVELOPMENT FOUNDATION, INC., REPRESENTED BY ITS PRESIDENT, MS. LEOSA NANETTE A. AGDEPPA, COVERING THE IMPLEMENTATION OF ITS PROGRAM, ENTITLED: MEDIUM AND SMALL-SCALE INDUSTRIES COORDINATED ACTION PROGRAM II (MASICAP II), UNDER THE TERMS AND CONDITIONS STIPULATED IN THE MOU SUBMITTED TO THIS BODY

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

MOTION NO. 24143-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13600-2019**

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

RESOLUTION NO. 13246-2019

RESOLUTION EXPRESSING THE 18TH CITY COUNCIL'S PROFOUND CONDOLENCE AND DEEPEST SYMPATHY TO HIS HONOR, CITY MAYOR OSCAR S. MORENO AND FAMILY FOR THE UNTIMELY DEMISE OF HIS BROTHER, EDMUNDO MORENO

Proponents: All Members

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

MOTION NO. 24144-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13246-2019**

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

MOTION NO. 24145-2018

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

- 8) **PROPOSED RESOLUTION NO. 2019-66** – expressing the City's profound gratitude to USAid, Synergeia Foundation, Local School Board and the Department of Education-Cagayan de Oro City Schools Division for successfully holding the 2nd Cagayan de Oro Education Summit last February 22, 2019 at Mallberry Suites, this City.

Proponent: Councilor Suzette G. Magtajas-Daba

- 9) **PROPOSED RESOLUTION NO. 2019-67** – condemning in the strongest possible terms the shooting of two (2) policemen on duty in Barangay Sumping, Malaybalay City, Bukidnon, last February 25, 2019 that killed PO3 Jerry Tropel and injured PO1 Rene Caña, both of Malaybalay City Police Office.

Proponent: Councilor Zaldy O. Ocon

- 10) **PROPOSED RESOLUTION NO. 2019-68** – expressing the 18th City Council's profound condolence and deepest sympathy to the bereaved family of former Punong Barangay Virgilio "Billy" Labajan of Barangay Cugman, this City.

Proponent: Councilors Suzette G. Magtajas-Daba, Teodulfo E. Lao, Jr. and all members

- 11) **PROPOSED RESOLUTION NO. 2019-69** – expressing the 18th City Council's profound condolence and deepest sympathy to former Punong Barangay Luis Noble of Barangay 19 for the demise of her mother (*name to be supplied*).

Proponent: Councilor Yan Lam S. Lim and all members

- 12) **PROPOSED ORDINANCE NO. 2019-28** – extending the deadline for the filing of business permit renewal application in the City's public markets and terminals from February 28, 2019 to March 31, 2019.

Proponent: Councilor Ian Mark Q. Nacaya

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

*At this juncture, Councilor Romeo V. Calizo
was out of the Session Hall.*

RESOLUTION NO. 13247-2019

RESOLUTION EXPRESSING THE CITY'S PROFOUND GRATITUDE TO THE USAID, SYNERGEIA FOUNDATION, LOCAL SCHOOL BOARD AND THE DEPARTMENT OF EDUCATION-CAGAYAN DE ORO CITY SCHOOLS DIVISION FOR SUCCESSFULLY HOLDING THE 2ND CAGAYAN DE ORO EDUCATION SUMMIT LAST FEBRUARY 22, 2019 AT MALLBERRY SUITES, THIS CITY

Proponent: Councilor Suzette G. Magtajas-Daba

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

MOTION NO. 24146-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13247-2019**

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

*At this juncture, Councilor Romeo V. Calizo
was back in the Session Hall.*

RESOLUTION NO. 13248-2019

RESOLUTION CONDEMNING IN THE STRONGEST POSSIBLE TERMS THE SHOOTING OF TWO (2) POLICEMEN ON DUTY IN BARANGAY SUMPONG, MALAYBALAY CITY, BUKIDNON, LAST FEBRUARY 25, 2019 THAT KILLED PO3 JERRY TROPEL AND INJURED PO1 RENE CAÑA, BOTH OF MALAYBALAY CITY POLICE OFFICE

Proponent: Councilor Zaldy O. Ocon

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

MOTION NO. 24147-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13248-2019**

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

RESOLUTION NO. 13249-2019

RESOLUTION EXPRESSING THE 18TH CITY COUNCIL'S PROFOUND CONDOLENCE AND DEEPEST SYMPATHY TO THE BEREAVED FAMILY OF FORMER PUNONG BARANGAY VIRGILIO "BILLY" LABAJAN OF BARANGAY CUGMAN, THIS CITY

Proponent: Councilors Suzette G. Magtajas-Daba, Teodulfo E. Lao, Jr. and all members

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

MOTION NO. 24148-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13249-2019**

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

RESOLUTION NO. 13250-2019

RESOLUTION EXPRESSING THE 18TH CITY COUNCIL'S PROFOUND CONDOLENCE AND DEEPEST SYMPATHY TO FORMER PUNONG BARANGAY LUIS NOBLE OF BARANGAY 19 FOR THE DEMISE OF HER MOTHER

Proponent: Councilor Yan Lam S. Lim and all members

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

MOTION NO. 24149-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **RESOLUTION NO. 13250-2019**

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

ORDINANCE NO. 13603-2019

AN ORDINANCE EXTENDING THE DEADLINE FOR THE FILING OF BUSINESS PERMIT RENEWAL APPLICATION IN THE CITY'S PUBLIC MARKETS AND TERMINALS FROM FEBRUARY 28, 2019 TO MARCH 31, 2019

Proponent: Councilor Ian Mark Q. Nacaya and All Members

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

MOTION NO. 24150-2019

MOTION TO DISPENSE WITH THE SECOND AND FINAL READING OF **ORDINANCE NO. 13601-2019**

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

MOTION NO. 24151-2019

MOTION TO ADJOURN THE 117TH REGULAR SESSION OF THE 18TH CITY COUNCIL (SANGGUNIANG PANLUNGSOD) OF CAGAYAN DE ORO HELD ON FEBRUARY 26, 2019

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

The session adjourned at 4:43 PM, February 26, 2019.

I hereby certify to the correctness of the foregoing Minutes.

ARTURO S. DE SAN MIGUEL

CITY COUNCIL SECRETARY

Attested as correct:

RAINEIR JOAQUIN V. UY

CITY VICE MAYOR
PRESIDING OFFICER

Republic of the Philippines
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ORDINANCE NO. 13599-2019

AN ORDINANCE APPROVING THE APPLICATION FOR SIMPLE SUBDIVISION PROJECT OF THE HEIRS OF MELGUIADES DE LA CRUZ, REPRESENTED BY MR. CLEMENTE R. DE LA CRUZ, COVERING LOT 19, BLOCK 9 (LRC) PSD-20502 WITH AN AREA OF 240 SQUARE METERS, CONTAINING 2 LOTS, LOCATED IN BARANGAY NAZARETH, THIS CITY, SUBJECT TO THE HEREIN CONDITIONS AS RECOMMENDED BY THE CITY PLANNING AND DEVELOPMENT OFFICE

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

SECTION 1. The application for simple subdivision project of the Heirs of Melguiades De La Cruz, represented by Mr. Clemente R. De La Cruz, covering Lot 19, Block 9 (LRC) Psd-20502 with an area of 240 square meters, containing 2 lots, located in Barangay Nazareth, this City, is hereby approved, subject to the herein conditions as recommended by the City Planning and Development Office, to wit:

- a) The subdivision scheme shall not be altered other than what is applied for except when prior clearance from the City Government is secured;
- b) A Certificate of Registration must be secured from the HLURB after the verification of survey returns from the Land Management Sector, DENR;
- c) Further subdivision of Lot 19, Lot 19, Block 9 (LRC) Psd-20502 is prohibited without prior approval from the City Government of Cagayan de Oro;
- d) A License to Sell shall be secured prior to actual disposal of Lot 19-A;
- e) This approval shall be revoked if not registered within period of One (1) year from the date of issue;
- f) Any misrepresentation of the application may cause for cancellation or revocation of subdivision permit.

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

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Zaldy O. Ocon	- Councilor Edna M. Dahino
		- Councilor Lordan G. Suan	- Councilor Reuben R. Daba
		- Councilor Jay R. Pascual	- Councilor George S. Goking
		- Councilor Romeo V. Calizo	- Councilor Annie Y. Daba
	2 nd District:	- Councilor Maria Lourdes S. Gaane	- Councilor Leon D. M. Gan, Jr.
		- Councilor Ian Mark Q. Nacaya	- Councilor Teodulfo E. Lao, Jr.
		- Councilor Dometilo C. Acenas, Jr.	- Councilor Enrico D. Salcedo
		- Councilor Suzette G. Magtajas-Daba	
<u>Absent:</u>	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
		- Councilor Nadya Emano-Elipe	

ENACTED this 26th day of February 2019 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

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

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ORDINANCE NO. 13600-2019

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) WITH THE BUKIDNON STATE UNIVERSITY, REPRESENTED BY ITS PRESIDENT, DR. OSCAR B. CABAÑELEZ, COVERING THE ON-THE-JOB TRAINING OF ITS SOCIOLOGY STUDENTS PER REQUIREMENT OF THE COURSE CURRICULUM, UNDER THE TERMS AND CONDITIONS STIPULATED THEREIN

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

SECTION 1. The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Memorandum of Agreement (MOA) with the Bukidnon State University, represented by its President, Dr. Oscar B. Cabañelez, covering the On-the-Job Training of its Sociology Students per requirement of the course curriculum, under the terms and conditions stipulated therein

SECTION 2. The aforestated Memorandum of Agreement (MOA) consisting of two (2) pages on file with the Records Section of the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

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

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Zaldy O. Ocon - Councilor Lordan G. Suan - Councilor Jay R. Pascual - Councilor Romeo V. Calizo	- Councilor Edna M. Dahino - Councilor Reuben R. Daba - Councilor George S. Goking - Councilor Annie Y. Daba
	2 nd District:	- Councilor Maria Lourdes S. Gaane - Councilor Ian Mark Q. Nacaya - Councilor Dometilo C. Acenas, Jr. - Councilor Suzette G. Magtajas-Daba	- Councilor Leon D. M. Gan, Jr. - Councilor Teodulfo E. Lao, Jr. - Councilor Enrico D. Salcedo
	Ex-Officio:	- Councilor Yan Lam S. Lim - Councilor Nadya Emano-Elipe	- Councilor John Michael L. Seno
<u>Absent:</u>			

ENACTED this 26th day of February 2019 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

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

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ORDINANCE NO. 13601-2019

AN ORDINANCE APPROVING SUPPLEMENTAL BUDGET NO. 1 OF THE GENERAL FUND FOR CY 2019, WITH AN ESTIMATED INCOME OF P32,881,717.00 AGAINST ESTIMATED EXPENDITURES OF THE SAME AMOUNT, AND FOR OTHER PURPOSES

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

SECTION 1. The Supplemental Budget No. 1 of the General Fund for CY 2019, with an estimated income of ₱32,881,717.00 against estimated expenditures of the same amount, is hereby approved, to wit:

A. STATEMENT OF FUNDING SOURCES	
GENERAL FUND	
1.0 ACTUAL COLLECTION IN EXCESS OF THE ESTIMATED INCOME	
Internal Revenue Allotment (IRA) Adjustment	₱ 5,114,583.00
Pursuant to LBM No. 77-B, dated December 21, 2018	
Final IRA = 1,670,470,550.00	
Estimated IRA (AB 2019) = 1,665,355,967.00	
Additional IRA = 5,114,583.00	
2.0 REVERSION/REALIGNMENT OF SAVINGS/UNUTILIZED CONTINUING APPROPRIATIONS	
Continuing Appropriation - 2018	
Non Office Account: GPS	
Peace & Order Development Program	
Enhance Lift and Communication Capability	
1.2 Capital Outlay	
Procurement of L9 Suits	500,000.00
Continuing Appropriation- 2016	
Non Office: Social Services	
Aid to Cagayan de Oro Teachers	8,000,000.00
Continuing Appropriation- 2014	
Miscellaneous, General Public Services	
Lumpsum for Capital Outlay	4,242,905.17
Non Office: Economic Sector	
Lumpsum for Capital Outlay-Economic	5,509,200.00
Non Office	
Lumpsum for Capital Outlay for Special Accounts	2,941,999.00
Continuing Appropriation- 2013	
Miscellaneous, General Public Services	
Capital Outlay	444,500.00
City Social Welfare & Services Department	
Social Development Center (SDC)	
Capital Outlay-Renovation of Building	973,000.00
J.R Borja Memorial City Hospital	
Capital Outlay	

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Furniture and Fixtures	39,520.00
Office Equipment	194,400.00
IT Equipment	6,024.00
Medical Equipment	388,000.00
Continuing Appropriation- 2012	
City Social Welfare & Services Department	
Social Development Center (SDC)	
Capital Outlay-Renovation of Building	1,000,000.00
Continuing Appropriation- 2011	
City Social Welfare & Services Department	
Social Development Center (SDC)	
Capital Outlay-Renovation of Building	1,000,000.00
Continuing Appropriation- 2010	
Miscellaneous, General Public Services	
Capital Outlay	471,387.31
Continuing Appropriation- 2009	
Non Office - General	
Capital Outlay	995,160.00
Continuing Appropriation- 2006	
J.R Borja Memorial City Hospital	
Capital Outlay	320,738.52
Continuing Appropriation- 2004	
City Social Welfare & Services Department	
Social Development Center (SDC)	
Capital Outlay	740,300.00
TOTAL ESTIMATED INCOME	₱ 32,881,717.00

B. STATEMENT OF SUPPLEMENTAL APPROPRIATION			
GENERAL FUND			
IMPLEMENTING OFFICE	PARTICULARS	OBJECT OF EXPENDITURES	AMOUNT
GENERAL SERVICES SECTOR			
City Executive Office			
Aid to COCPO	Special Program/Project:		
	Institutionalization of COCPO K-9 Platoon	Maintenance & Other Operating Expenses	
		Other Supplies Expenses-Feeds	P 120,000.00
		Other Maint. & Operating Expenses-Grooming, Vitamins, etc.	90,000.00
		Other Maint. & Operating Expenses	140,000.00
		Total MOOE	350,000.00
		Capital Outlay	
		Purchase of Seven (7) K-9 Dogs @ P 450,000/each	3,150,000.00
		Total Institutionalization of COCPO K-9 Platoon	3,500,000.00

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Page 3 of 4 of Ordinance No. 13601-2019

City Executive Office	Non Office : General Public Sector	Maintenance & Other Operating Expenses	
		<i>Subsidy to NGAs-Honoraria/ Allowances for Services of NGAs</i>	1,374,000.00
		1. New NGAs (effective July 2019)	
		a. National Labor Relations Commission	
		3- Commissioner @ P10,000.00/e	
		8- Labor Arbiters @ P7,000.00/e	
		1- Deputy Clerk of Court @ P6,000/e	
		b. Philippine Mediation Center	
		4- Mediators - (on Active Duty) @ P8,000/e	
		2. Additional Lump-sum for Increase in Allowances at P1,000/each effective July 2019 - P678,000.00	
		Total Subsidy to NGAs- Honoraria/Allowances for Services of NGAs	1,374,000.00
ECONOMIC SERVICES SECTOR			
City Executive Office	Non Office : Economic Services Sector	20% Development Fund	
		<i>Support to Infirmary Facilities - Other Hospital Equipment</i>	1,022,917.00
		Total 20% DF	1,022,917.00
		Other Infra	
		<i>Completion of Sheltered Vocational Center & Incorporation of PDAO Office, San Simon</i>	1,984,800.00
		<i>Construction of Lumbia Infirmary Hospital - Phase II</i>	25,000,000.00
		Total Infra	26,984,800.00
TOTAL APPROPRIATIONS			₱ 32,881,717.00

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

UNANIMOUSLY APPROVED.

Present:

1st District: - Councilor Zaldy O. Ocon - Councilor Lordan G. Suan - Councilor Jay R. Pascual - Councilor Romeo V. Calizo 2nd District: - Councilor Maria Lourdes S. Gaane - Councilor Ian Mark Q. Nacaya - Councilor Dometilo C. Acenas, Jr. - Councilor Suzette G. Magtajas-Daba	- Councilor Edna M. Dahino - Councilor Reuben R. Daba - Councilor George S. Goking - Councilor Annie Y. Daba - Councilor Leon D. M. Gan, Jr. - Councilor Teodulfo E. Lao, Jr. - Councilor Enrico D. Salcedo
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Page 4 of 4 of Ordinance No. 13601-2019

Absent: Ex-Officio: - Councilor Yan Lam S. Lim - Councilor John Michael L. Seno
- Councilor Nadya Emano-Elipse

ENACTED this 26th day of February 2019 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

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

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ORDINANCE NO. 13602-2019

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING (RENEWAL) WITH THE MASICAP MSME DEVELOPMENT FOUNDATION, INC., REPRESENTED BY ITS PRESIDENT, MS. LEOSA NANETTE A. AGDEPPA, COVERING THE IMPLEMENTATION OF ITS PROGRAM, ENTITLED: MEDIUM AND SMALL-SCALE INDUSTRIES COORDINATED ACTION PROGRAM II (MASICAP II), UNDER THE TERMS AND CONDITIONS STIPULATED IN THE MOU SUBMITTED TO THIS BODY

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

SECTION 1. The Honorable City Mayor Oscar S. Moreno is hereby authorized to enter into and sign the Memorandum of Understanding (Renewal) with the MASICAP MSME Development Foundation, Inc., represented by its President, Ms. Leosa Nanette A. Agdeppa, covering the implementation of its program, entitled: Medium and Small-Scale Industries Coordinated Action Program II (MASICAP II), under the terms and conditions stipulated in the MOU submitted to this body.

SECTION 2. The aforesated Memorandum of Understanding (Renewal) consisting of four (4) pages on file with the Records Section of the Office of the Sangguniang Panlungsod-Secretary shall form part and parcel of this Ordinance.

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

UNANIMOUSLY APPROVED.

<u>Present:</u>	1 st District:	- Councilor Zaldy O. Ocon - Councilor Lordan G. Suan - Councilor Jay R. Pascual - Councilor Romeo V. Calizo	- Councilor Edna M. Dahino - Councilor Reuben R. Daba - Councilor George S. Goking - Councilor Annie Y. Daba
	2 nd District:	- Councilor Maria Lourdes S. Gaane - Councilor Ian Mark O. Nacaya - Councilor Dometilo C. Acenas, Jr. - Councilor Suzette G. Magtajas-Daba	- Councilor Leon D. M. Gan, Jr. - Councilor Teodulfo E. Lao, Jr. - Councilor Enrico D. Salcedo
<u>Absent:</u>	Ex-Officio:	- Councilor Yan Lam S. Lim - Councilor Nadya Emano-Elipe	- Councilor John Michael L. Seno

ENACTED this 26th day of February 2019 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

Attested:

OSCAR S. MORENO
CITY MAYOR

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

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ORDINANCE NO. 13603-2019

AN ORDINANCE EXTENDING THE DEADLINE FOR THE FILING OF BUSINESS PERMIT RENEWAL APPLICATION IN THE CITY'S PUBLIC MARKETS AND TERMINALS FROM FEBRUARY 28, 2019 TO MARCH 31, 2019

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

SECTION 1. The deadline for the filing of business permit renewal application in the City's public markets and terminals is hereby extended from February 28, 2019 to March 31, 2019.

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

UNANIMOUSLY APPROVED.

AUTHOR: COUNCILOR IAN MARK Q. NACAYA

<u>Present:</u>	1 st District:	- Councilor Zaldy O. Ocon - Councilor Lordan G. Suan - Councilor Jay R. Pascual - Councilor Romeo V. Calizo	- Councilor Edna M. Dahino - Councilor Reuben R. Daba - Councilor George S. Goking - Councilor Annie Y. Daba
	2 nd District:	- Councilor Maria Lourdes S. Gaane - Councilor Ian Mark Q. Nacaya - Councilor Dometilo C. Acenas, Jr. - Councilor Suzette G. Magtajas-Daba	- Councilor Leon D. M. Gan, Jr. - Councilor Teodulfo E. Lao, Jr. - Councilor Enrico D. Salcedo
	Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
<u>Absent:</u>		- Councilor Nadya Emano-Elipe	

ENACTED this 26th day of February 2019 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

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

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OFFICE OF THE CITY COUNCIL
(SANGGUNIANG PANLUNGSOD)
18th CITY COUNCIL
(088) 857-4026; 857-4032; 857-4035; 857-2258

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER Proposed Resolution returning to the Barangay Council of Barangay No. 24, this City, its Ordinance No. 003, Series of 2018 covering its Annual Budget for Calendar Year 2019, with an Estimated Income of P8,584,692.00, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.

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

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Feb. 28. 2019

7 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



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Sangguniang Panlungsod
Tel. # : 854-4026 / 857-4032 / 857-2258

Communication Number: 2019-2322

Date: 02/20/2019

Receiver: JESSAMINE

From: CBO

Subject: ANNUAL BUDGET FOR CY 2019 OF BARANGAY No. 24, 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

[Signature]
ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 2-28-19

CR - recommending approval

HON. YAN LAM LIM
Chairperson *all*

HON. TEODULFO E. LAO, JR.
Vice Chairperson

HON. ENRICO D. SALCEDO
Member

HON. JAY R. PASCUAL
Member

HON. MARIA LOURDES S. GAANE
Member

HON. NADYA EMANO-ELIPE
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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

DATE:

2 FEB 27 2019

FROM:

CITY BUDGET OFFICE



cagayan
de oro

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

SUBJECT MATTER: ANNUAL BUDGET FOR CY 2019 OF BARANGAY No. 24, 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

February 20, 2019

ARTURO S. DE SAN MIGUEL
City Council Secretary

The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

Respectfully forwarding the herein Annual Budget CY 2019 of Barangay No. 24 with an Estimated Income of P 8,584,692.00 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 ROSY PIECCO
Asst. City Budget Officer

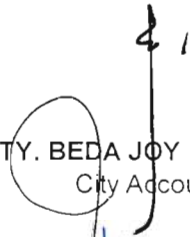
TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay 24
CY 2019 Annual Budget General Fund

The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 77-A dated July 24, 2018. Recommending favorable action thereon.


ATTY. PERCY C. SALAZAR
City Budget Officer

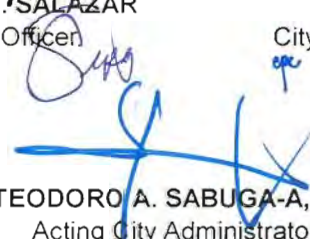
LOCAL FINANCE COMMITTEE:


JASMIN T. MAAGAD
Acting City Treasurer


ATTY. BEDA JOY B. ELOT, CPA
City Accountant


ATTY. PERCY G. SALAZAR
City Budget Officer


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


TEODORO A. SABUGA-A, JR.
Acting City Administrator

TECHNICAL REVIEW ANALYSIS SHEET

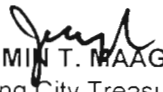
LGU: **Barangay 24**

CY 2019 Annual Budget General Fund

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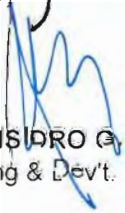

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City Budget Officer

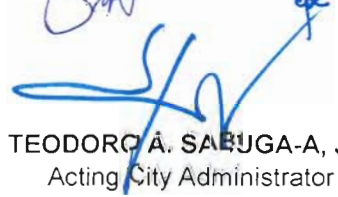
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City Planning & Dev't. Coordinator


TEODORO A. SARUGA-A, JR.
Acting City Administrator

TECHNICAL REVIEW ANALYSIS SHEET
 LGU: **Barangay 24**
 CY 2019 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 8,584,692.00 8,584,692.00 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 2016) P 8,360,492.54 b. 55% thereof (Legal limitation for PS) 4,598,271.00 c. Amount appropriated for PS 2,953,856.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 677,160.00 e. Net P.S. subject to limitation 2,276,696.00 h. Still Allowable or (Deficiency) 2,321,575.00	P 2,953,856.00	Total Personal Services did not exceed the 55% limitation.	For Approval.
3. 20% Development Fund a. Amount of IRA 1,677,931.00 b. 20% thereof 335,586.00 c. Amount Appropriated 335,586.00	335,586.00	Rates in accordance w/ LBC No. 113 dated January 05, 2017 (proportionate application)	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 8,571,692.00 b. 10% thereof 857,169.00 c. Amount Appropriated 857,169.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 8,571,692.00 b. 5% thereof 428,585.00 c. Amount Appropriated 428,585.00	857,169.00 428,585.00	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	2,235,526.00 - 1,773,970.00 - -	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. 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.	For Approval.

General Findings/Observations:

TECHNICAL REVIEW ANALYSIS SHEET
LGU: Barangay 24
CY 2019 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
1. Net available resources for Appropriation Less: Total Appropriations Unappropriated Balance	P 8,584,692.00 8,584,692.00 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 2016) P 8,360,492.54 b. 55% thereof (Legal limitation for PS) 4,598,271.00 c. Amount appropriated for PS 2,953,856.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 677,160.00 e. Net P.S. subject to limitation 2,276,696.00 h. Still Allowable or (Deficiency) 2,321,575.00	P 2,953,856.00	Total Personal Services did not exceed the 55% limitation.	For Approval.
3. 20% Development Fund a. Amount of IRA 1,677,931.00 b. 20% thereof 335,586.00 c. Amount Appropriated 335,586.00	335,586.00	Rates in accordance w/ LBC No. 113 dated January 05, 2017 (proportionate application)	For Approval.
4. Reserved For: A. Sangguniang Kabataan (Sec. 329 LGC) a. Total Income (Gen. Fund) 8,571,692.00 b. 10% thereof 857,169.00 c. Amount Appropriated 857,169.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 8,571,692.00 b. 5% thereof 428,585.00 c. Amount Appropriated 428,585.00	857,169.00 428,585.00	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. 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 2,235,526.00 Capital Outlay: Equipment - Infrastructure Projects 1,773,970.00 Others - Non-Office/Special Project -	2,235,526.00 - 1,773,970.00 - -	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:



Republic of the Philippines
OFFICE OF THE SANGGUNIANG BARANGAY
Barangay 24
Cagayan de Oro City



MINUTES OF SESSION BARANGAY 24 HELD AT BARANGAY SESSION HALL ON DECEMBER 11, 2018.

PRESENT:

Punong Barangay	MILAGROS P. FLOIRENDO
Barangay Kagawad	PLACIDO P. FLOIRENDO
Barangay Kagawad	JOEL A. DELA CRUZ
Barangay Kagawad	RAMON G. REVILLA
Barangay Kagawad	ANDREW P. FLOIRENDO
Barangay Kagawad	ROLLY A. AMPONG
Barangay Kagawad	SHERWIN JUN A. RAFOLS
Barangay Kagawad	ZERNAN C. AMORES

ABSENT: NONE

RESOLUTION NO. 017
SERIES OF 2018

Presented for consideration is the Annual Budget of the Barangay No. 24 for the period JANUARY 01, 2019 to DECEMBER 31, 2019 in the sum of P 8,584,692.00.

NOW THEREFORE, on motion of Kagawad PLACIDO P. FLOIRENDO duly seconded by Kagawad ROLLY A. AMPONG SR.

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

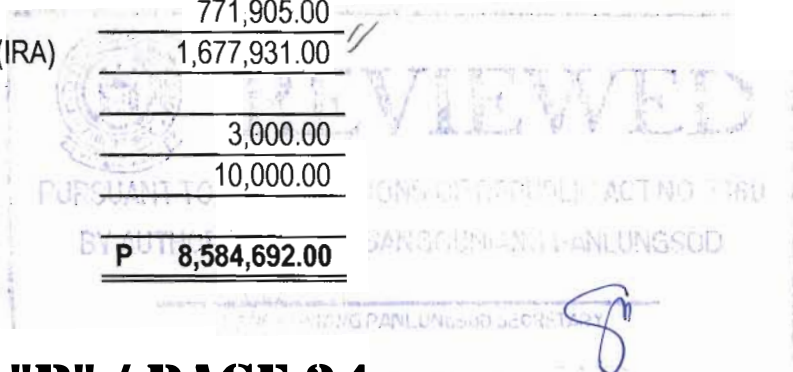
APPROPRIATION ORDINANCE NO. 003
SERIES OF 2018

APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 01, 2019 TO DECEMBER 31, 2019.

Be it enacted by the SANGGUNIANG Barangay of No. 24 that the Barangay Annual Budget covering the period from JANUARY 01, 2019 to DECEMBER 31, 2019 with a total estimated income of P 8,584,692.00 as against total appropriation in the amount of P 8,584,692.00 is hereby approved, summarized as follows.

1 **Income**

Real Property Tax Due Component	P 5,347,000.00
Real Property Tax Equal Sharing	750,000.00
50% Community Tax	24,856.00
Business Taxes & Licenses	
Government Fees & Charges	771,905.00
Miscellaneous	- Internal Rvenue Allotment(IRA) 1,677,931.00
Grants	- City Financial Aid
	- City Aid for BDC 3,000.00
	- City Aid for Brgy. Police 10,000.00
Total Income	P 8,584,692.00



APPROPRIATION

A: CURRENT OPERATION EXPENDITURES

1 Personal Services

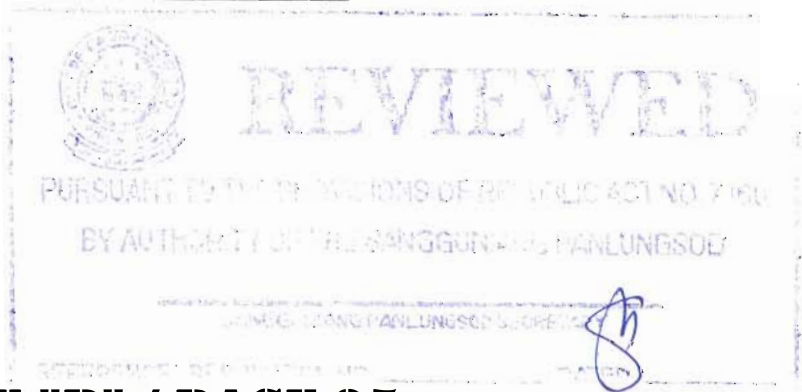
Honoraria	P 2,166,696.00
Year End Bonus - CASH GIFT	55,000.00
Mid-Year Bonus	180,558.00
Vacation & Sick Leave Benefit	261,044.00
Other Personnel Benefit	110,000.00
Year End Bonus	180,558.00
2 Sub Total	P 2,953,856.00

Maitenance & Other Operating Expenses

Travel Expenses	P 50,000.00
Water Expenses	110,000.00
Traning & Scholarship Expenses	110,000.00
Electricity Expenses	300,000.00
Auditing Services	8,390.00
General Services. - Job Order	570,000.00
Insurance/Re-insurance Premium	500.00
Other Maint. & Operating Expenses- Aid to Senior Citizen & Disabled Persons	20,000.00
Other Maint. & Operating Expenses- Implementation of LCPC	20,000.00
Other Maint. & Operating Expenses- Medical Assistance	40,000.00
Other Supplies expenses - Brgy. Police	20,000.00
Other Supplies Expenses - UNIFORM	50,000.00
Other Maintenance & Operating Exp. GAD	80,000.00
OM-OE - Barangay Plan of Action for Nutrition BPAN	80,000.00
Medical supplies expenses	50,000.00
Membership Dues & Contr. To Org. Liga Dues	15,500.00
Telephone Expenses- Landline	3,200.00
Cable, Satellite, Telegraph and Radio Expenses	38,000.00
Other Maint. & Operating Expenses- Barangay Assembly	30,000.00
OM-OE- Anti Illegal Drug Program	100,000.00
Extra Ordinary & Miscelaneous expenses	106,940.00
OM-OE Repair & Maintenance - Land Transport	50,000.00
Office supplies expenses	50,000.00
Repair & Maintenance - Gov't Building & Structure	185,264.00
OM-OE ESWM - Ecological Solid Waste Management	50,000.00
Maitenance & Other Operating Expenses	47,732.00
Other Maintenance & Operating Exp. - Health Program	50,000.00
3 Sub Total	P 2,235,526.00

Non-Office Expenditures

5% LDRRC Fund	P 428,585.00
10% SK Fund	857,169.00
20% Development Fund	335,586.00
Sub Total	P 1,621,340.00



Breakdown of 20% DF

Declogging & Desselling of Drainage	131,800.00
Rehabilitation - Gov't Building & Structure	173,786.00
Construction of Material Recovery Facility	30,000.00
TOTAL	P 335,586.00

10% SK FUND Breakdown

Cultural and athletic expenses	350,000.00
Office & Sports supplies equipment	50,000.00
Anti - Drug Abuse	40,000.00
Cleanliness & Beautification	180,000.00
Training and Scholarship Program	40,000.00
OM-OE Feeding Program / Health Program	87,169.00
Out of School Youth Program	40,000.00
Summer Job Program	70,000.00
TOTAL	P 857,169.00

5% Calamity Fund Breakdown

Quick Response Fund	128,576.00
Purchase of Calamity Related Supplies & Equipment	300,009.00
TOTAL	P 428,585.00

B. Capital Outlay

Construction of Concrete Bleachers	1,300,000.00
Improvement of Pathways	180,000.00
Construction of Canopy	173,970.00
Installation of Movable Fence	120,000.00
TOTAL	P 1,773,970.00

TOTAL BUDGETARY APPROPRIATIONS P 8,584,692.00

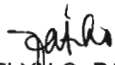
This Appropriation Ordinance shall take effect on JANUARY 01, 2019.

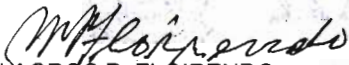
RESOLVED FURTHER, to submit copies of this Resolution with the approved budget as embodied in the appropriation Ordinance to the Sangguniang Panlungsod for review.

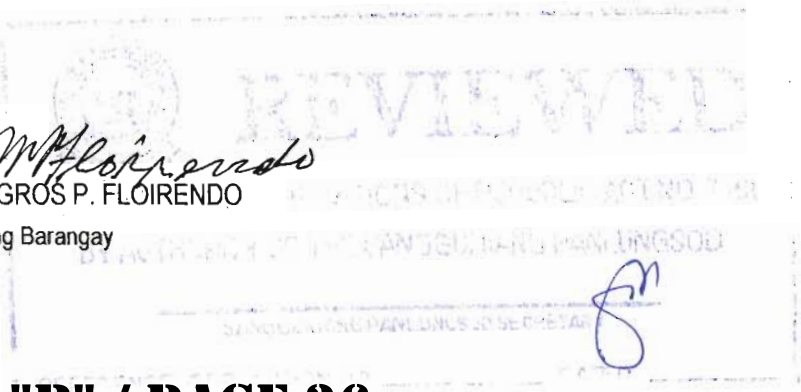
APPROVED DECEMBER 11, 2018.

I hereby certify that the foregoing Resolution No.03 embodying Appropriation Ordinance No. 003, both series of 2019, which approved the Barangay Annual Budget for the period JANUARY 01, 2019 to DECEMBER 31, 2019 of Barangay No. 24, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its Regular Session Hall on DECEMBER 11, 2018.

ATTESTED:


JELYN Q. PATCHO
Barangay Secretary


MILAGROS P. FLOIRENDO
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 Barangay Council of Barangay No. 32, this City, its Ordinance No. 001, Series of 2019 covering its Annual Budget for Calendar Year 2019, with an Estimated Income of P3,500,900.00, with the information that said Ordinance is in order and therefore the same may be given force and effect as of the date fixed for its effectivity.

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

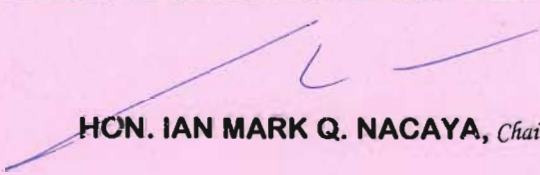
FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Feb 28, 2019

2 for inclusion


HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



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

Communication Number: 2019-2306

Date: 02/13/2019

Receiver: JESSAMINE

From: CBO

Subject: ANNUAL BUDGET FOR CY 2019 OF BARANGAY 32, 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: 2-28-19

Un-recommending approval

HON. YAN LAM LIM

Chairperson *dh*

HON. TEODULFO E. LAO, JR.

Vice Chairperson

HON. ENRICO D. SALCEDO

Member

HON. JAY R. PASCUAL

Member

HON. MARIA LOURDES S. GAANE

Member

HON. NADYA EMANO-ELIPE

Member

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City Vice Mayor



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

DATE:

2014 FEB 27 2019

FROM:

CITY BUDGET OFFICE



cagayan
de oro
City of Golden Friendship

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

SUBJECT MATTER: ANNUAL BUDGET FOR CY 2019 OF BARANGAY 32, CDO

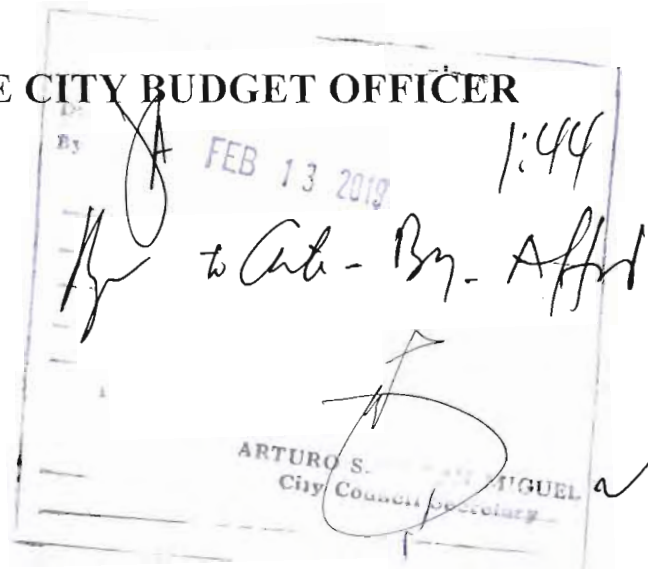
ACTION: REFER TO COMMITTEE ON BARANGAY AFFAIRS .

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



The Honorable Members
City Council
Cagayan de Oro City

Gentlemen/Ladies:

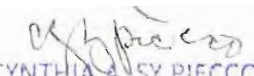
Respectfully forwarding the herein Annual Budget CY 2019 of Barangay 32 with an Estimated Income of P 3,500,900.00 as against Expenditures of same amount.

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

TECHNICAL REVIEW ANALYSIS SHEET
LGU: **Barangay 32**
CY 2019 Annual Budget General Fund

The budget has substantially complied with all the budgetary requirements and general limitations as embodied under the Local Government Code and Local Budget Memorandum No. 77-A dated July 24, 2018. Recommending favorable action thereon.

ATTY. PERCY G. SALAZAR
City Budget Officer

Cynthia A. Sy Piecco
CYNTHIA A. SY PIECCO
Asst. City Budget Officer

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Acting City Treasurer

Beda Joy B. Elot
ATTY. BEDA JOY B. ELOT, CPA
City Accountant

ATTY. PERCY G. SALAZAR
City Budget Officer

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

Ramir M. Balquin
RAMIR M. BALQUIN
Asst. City Planning & Dev't Coordinator
ENGR. ISIDRO G. BORJA
City Planning & Dev't. Coordinator

Teodoro A. Sabuga-A, Jr.
TEODORO A. SABUGA-A, JR.
Acting City Administrator

TECHNICAL REVIEW ANALYSIS SHEET

LGU: **Barangay 32**

CY 2019 Annual Budget General Fund

Approp. Items By Object of Expenditures	A m o u n t	City Budget Office Specific Findings	CBO Recommendation
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2. Appropriations for Personal Services a. Total Annual Regular Income actually realized from local sources during the next preceding (CY 2016) P 3,098,276.24 b. 55% thereof (Legal limitation for PS) 1,704,052.00 c. Amount appropriated for PS 1,763,644.00 d. Waived PS(Cash Gift/V&S Leave Benefit) 331,008.00 e. Net P.S. subject to limitation 1,432,636.00 h. Still Allowable or (Deficiency) 271,416.00	P 1,763,644.00	Total Personal Services did not exceed the 55% limitation. Rates in accordance w/ LBC No. 113 dated January 05, 2017 (proportionate application)	For Approval.
3. 20% Development Fund a. Amount of IRA 1,925,900.00 b. 20% thereof 385,180.00 c. Amount Appropriated 385,180.00	385,180.00	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) 3,487,900.00 b. 10% thereof 348,790.00 c. Amount Appropriated 348,790.00 B. LDRRMF-Calamity Fund (Sec. 324 (d)) a. Total est. revenue fr. regular sources 3,487,900.00 b. 5% thereof 174,395.00 c. Amount Appropriated 174,395.00	348,790.00 174,395.00	Appropriations for the Sangguniang Kabataan activities pursuant to the 426(b) of RA 7160. Appropriation provided in compliance with Sec. 324 (d) of LGC as amended by Sec. 21 of RA No. 10121.	For Approval. For Approval.
5. Basic Services: Health & Nutrition Services, Administration and Legislative Services, etc.		Provision for basic services are also provided pursuant to Sec. 17(b) of RA 7160 (LGC) and Sec. 2.3.1 of LBM No.66 dated July 02-2012.	For Approval.
6. Other Appropriations: Maint. & Other Oprtg. Expenditures Capital Outlay: Equipment Infrastructure Projects Others Non-Office/Special Project	828,891.00 - - - -	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 32 HELD AT BARANGAY HALL
ON JANUARY 30, 2019.

Present:

Ronald M. Seno	-	Barangay Chairman
Shem N. Guzman	-	Barangay Kagawad
Joel D. Chiong	-	Barangay Kagawad
Ruperta B. Galagala	-	Barangay Kagawad
Celso D. Lagrada	-	Barangay Kagawad
Amor M. Demetrio	-	Barangay Kagawad
Arlene L. Seno	-	Barangay Kagawad
Marietta P. Pacheco	-	Barangay Kagawad
John Michael L. Seno	-	SK Chairman

Absent: NONE

RESOLUTION NO. 3
Series of 2019

Presented for consideration is the Annual Budget of Barangay 32 for the period of January 1, 2019 to December 31, 2019 in the sum ₱3,500,900.00.

Now therefore, on motion made by Kagawad Shem N. Guzman and duly seconded by Kagawad Joel D. Chiong;

Resolved, as it is hereby resolved to enact the following Appropriation Ordinance, to wit;

APPROPRIATION ORDINANCE NO. 001
Series of 2019

APPROPRIATING FUNDS FOR THE PERIOD FROM JANUARY 1, 2019 TO DECEMBER 31, 2019.

Be it enacted by Sangguniang Barangay of Barangay No. 32 that the Barangay Annual Budget covering the period January 1, 2019 to December 31, 2019 with a total estimated income of ₱3,500,900.00 as against the total appropriation in the amount of ₱3,500,900.00 is hereby approved, summarized as follows:

AVAILABLE RESOURCES:

1 Income

Real Property Tax Due Component	P	602,000.00
Real Property Tax Equal Sharing		750,000.00
50% Community Tax		10,000.00
Government Fees & Charges AF 51		200,000.00
Miscellaneous - Internal Revenue Allotment (IRA)		1,925,900.00
Grants - City Financial Aid		3,000.00
City Aid for Barangay Police		10,000.00
Total Income	P	<u>3,500,900.00</u>

APPROPRIATIONS:

A. Current Operating Expenditures

1 Personal Services

Honoraria	P	1,432,636.00
Cash Gift		50,000.00
Mid-Year Bonus		110,504.00
Year End Bonus		110,504.00
Vacation & Sick Leave Benefits		60,000.00
Total PS	P	1,763,644.00

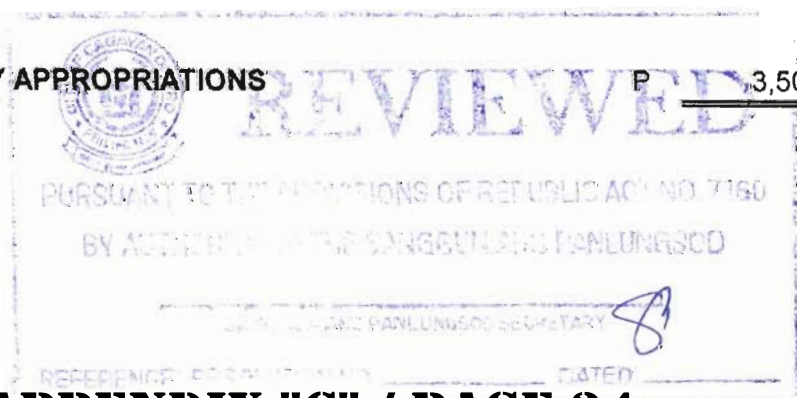
2 Maintenance & Other Operating Expenses

Travelling Expenses	P	30,000.00
Training Expenses		10,000.00
Other Supplies Expenses - Baramgay Police		10,000.00
Accountable Forms Expenses		2,000.00
Electricity Expenses		65,000.00
Internet Subscription Expenses		22,200.00
Auditing Services		9,630.00
Extra Ordinary & Miscellaneous Expenses		23,000.00
Membership Dues for Contribution LIGA		16,100.00
Fidelity Bond		2,250.00
General Services - Job Order		588,000.00
Subsidy to NGAs (Unremitted BIR Taxes)		12,000.00
Other Maintenance & Operating Exp.-LCPC		4,000.00
Other Maintenance & Operating Exp.-Senior Citizen & PWD		22,711.00
Other Maintenance & Operating Exp.-Health & Sanitation		4,000.00
Other Maintenance & Operating Expenses-GAD		4,000.00
Other Maintenance & Operating Exp. -Nutrition Expenses		4,000.00
Cultural & Athletic Expenses		-
Sub-Total	P	828,891.00

3 Non-Office Expenditures

5% Calamity Fund	P	174,395.00
Breakdown: 30% Quick Response Fund	52,319.00	
70% LDRRMF - Purchase of calamity related supplies & equipment	122,076.00	
Total	174,395.00	
10% SK Fund		348,790.00
Breakdown: Cultural & Athletic Programs	173,790.00	
Training & Scholarship Prog.	75,000.00	
Youth Devt. Prog. & Projects	100,000.00	
Total	348,790.00	
20% Development Fund		385,180.00
Breakdown: Construction of drainage cover	120,000.00	
Rehabilitation & Improvement of Multi-purpose Hall	115,180.00	
Declogging of Canals	150,000.00	
Total	385,180.00	
Sub-Total	P	908,365.00

TOTAL BUDGETARY APPROPRIATIONS P 3,500,900.00



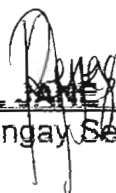
This Appropriation Ordinance shall take effect on January 1, 2019.

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

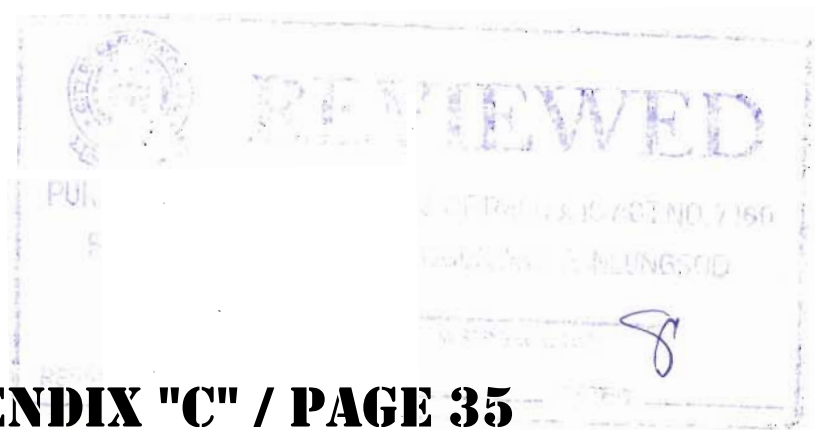
APPROVED January 30, 2019.

I hereby certify that the foregoing Resolution No. 3 embodying Appropriation Ordinance No. 001 both of series 2019, which approved the Barangay Annual Budget for the period January 1, 2019 to December 31, 2019 of Barangay 32, City of Cagayan de Oro, was duly enacted by the Sangguniang Barangay in its regular session held at Barangay Hall on January 30, 2019.

Attested:


ROSYL JANE K. REYES
Barangay Secretary


RONALD M. SENO
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:

From :

Received by:

Date:

SUBJECT MATTER Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into and sign the Memorandum of Agreement (MOA) with the Department of Information and Communication Technology (DICT), represented by its OIC-Director IV, Evamay C. Dela Rosa, MSIT, ITIL, covering the Free-Use of the Tech4Ed Platform with Conditional Donation of Thin Client Equipment Package, under the terms and conditions stipulated therein

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

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Feb. 28, 2019

for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



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



cagayan
de oro
city of golden friendship

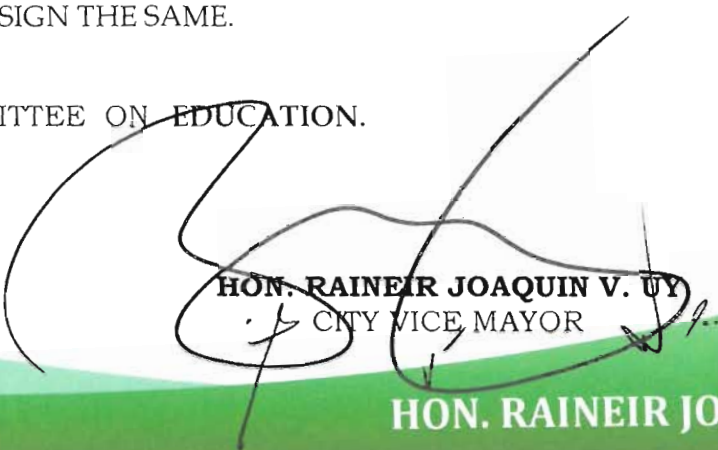
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 1,
Cagayan de Oro City

DATE: JAN 14 2019

FROM: LORETA A. DE LOSA, CITY LIBRARIAN, CAGAYAN DE ORO CITY PUBLIC LIBRARY (COCPL)

SUBJECT MATTER: MEMORANDUM OF AGREEMENT (MOA) TO BE ENTERED BY AND BETWEEN THE DEPARTMENT OF INFORMATION AND COMMUNICATION TECHNOLOGY (DICT) AND THE CITY GOVERNMENT OF CAGAYAN DE ORO, RELATIVE TO THE FREE USE OF THE Tech4Ed PLATFORM WITH CONDITIONAL DONATION OF THIN CLIENT EQUIPMENT PACKAGE; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS AN ORDINANCE AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

ACTION: REFER TO COMMITTEE ON EDUCATION.


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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

Communication Number: 2018-2073

Date: 11/06/2018

Receiver: JESSAMINE

From: LORETA A. DELOSO, CITY LIBRARIAN, CAGAYAN DE ORO CITY PUBLIC LIBRARY (COCPL)
Subject: MEMORANDUM OF AGREEMENT (MOA) TO BE ENTERED BY AND BETWEEN THE DEPARTMENT OF INFORMATION AND COMMUNICATION TECHNOLOGY (DICT) AND THE CITY GOVERNMENT OF CAGAYAN DE ORO, RELATIVE TO THE FREE USE OF THE Tech4Ed PLATFORM WITH CONDITIONAL DONATION OF THIN CLIENT EQUIPMENT PACKAGE; AND FURTHER REQUESTING THE CITY COUNCIL TO PASS AN ORDINANCE AUTHORIZING THE CITY MAYOR OSCAR S. MORENO TO ENTER INTO AND SIGN THE SAME.

Respectfully referred to **COMMITTEE ON EDUCATION**
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: Feb. 21, 2019

LR - correction: instead of productivity, change to
exclusively

HON. SUZETTE MAGTAJAS-DABA
Chairperson

HON. JAY R. PASCUAL
Vice Chairperson

HON. MARIA LOURDES S. GAANE
Member

HON. REUBEN R. DABA
Member

HON. ROMEO V. CALIZO
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines

City of Cagayan de Oro

CAGAYAN DE ORO CITY PUBLIC LIBRARY (COCPL)

Don Apolinar Velez Street

9000 Cagayan de Oro City

Tel. no 856-2494

February 27, 2019

Councilor Suzette M. Daba
City Councilor
Chairman, Committee on Education
Cagayan de Oro City

Dear Councilor Suzette,

Hereto attached the corrected MOA of Free Use of the Tech4Ed Platform with Conditional Donation of Thin Client Equipment Package of DICT.

Thank you.

Very Truly Yours,

LORETA A. DELOSO
City Librarian



Republic of the Philippines
City of Cagayan de Oro
CAGAYAN DE ORO CITY PUBLIC LIBRARY(COCPL)

Don Apolinar Velez Street
9000 Cagayan de Oro City
Tel. no 856-2494

August 16, 2018

Honorable Oscar S. Moreno
City Mayor
Cagayan de Oro City

Gm
31 Oct 18

Dear Sir,

We are forwarding the Memorandum of Agreement MOA from the Department of Information and Communication Technology DICT, on the free use of the Tech4ED platform with conditional donation of Thin Client Equipment Package indicated in page 4, to be housed at the Cagayan de Oro City Public Library COCPL.

In Section 5 under Obligations of the LGU, I have appointed an Assistant Center Manager and Yours truly, as Center Manager to oversee the operations of Tech4ED on top of our regular library services.

The DICT in the person of Director IV Ms. Evamay C. Dela Rosa, MSIT, ITIL, has anticipated Your Honor's Support to this program as they prepare to launch the MOA signing on an unspecified date.

Very truly yours,

Loreta A. Deloso
City Librarian

- Loreta Deloso.*
- 1. OK with me.*
 - 2. Pls seek review by Legal Department*
 - 3. (For approval, pls seek City Council approval.)*

Gm
31 Oct 18

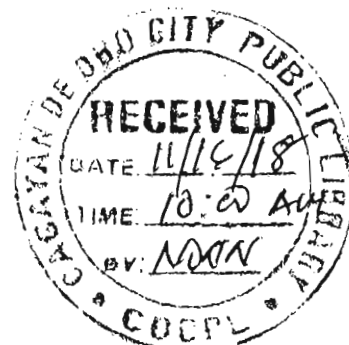


Republic of the Philippines
City of Cagayan de Oro
CITY LEGAL OFFICE

#me 1090-6
**cagayan
de Oro**
city of golden friend

13 November 2018

MS. LORETA A. DELOSO
City Librarian
Cagayan de Oro City Public Library (COCPL)



Dear Ms. Deloso:

GREETINGS!

This is in response to your endorsement dated 05 November 2018 seeking for review and comment regarding the *Memorandum of Agreement (MOA) between the Department of Information and Communication Technology (DICT) and the City Government of Cagayan de Oro*.

In this connection, kindly be informed that this Office has thoroughly reviewed the above-mentioned agreement and finds the application legally sound and thus pose no legal objection to the same, save the following observations:

1. There may have been a typographical error (the word productively was used instead of the word exclusively) in Sec. 5.2, to wit:

5.2. Maintain and maximize the use of the DICT-donated equipment that should not be pulled-out from the LGU Tech4ED Center but be **productively** (exclusively) used solely for the Tech4ED Program's purposes; Relatedly, the LGU shall be responsible for the cost of equipment repair beyond the equipment's warranty scope and period;

2. It is highly recommended that another section be added in the MOA, to wit:

SECTION 18. VENUE

The regular court or competent quasi-judicial bodies of Cagayan de Oro City shall have the exclusive jurisdiction over any disputes and/or claims arising thereto.

Engr. Polando Cabaluna
0936-823-9688

3. The MOA lacks an Acknowledgment page.

Thus, should the City Government find the terms and conditions in the Memorandum of Agreement amenable and for the best interests of the City Government, and assuming that the City can fully comply with it, then this Office recommends that the Memorandum of Agreement be duly forwarded to the Honorable Members of the City Council for their favorable consideration, with a request for an **Ordinance** authorizing the City Mayor to enter into and sign the same, pursuant to Sec. 455 (1) (vi)¹ of the Local Government Code, as well as a **Resolution** containing a conformity with the terms and conditions for the free use of the platform, solutions, technology, and branding of the Tech4ED project.

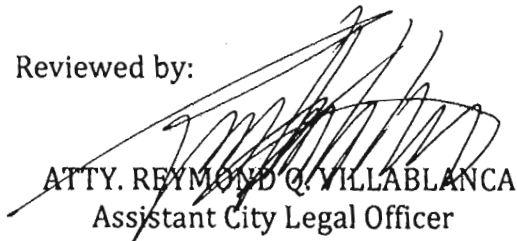
For your guidance and information.

Prepared by:



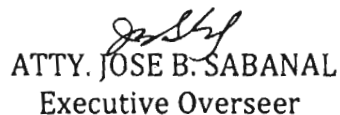
ATTY. KIRSTEN KATE F. CALVO, CPA
Attorney IV

Reviewed by:



ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer

Noted:



ATTY. JOSE B. SABANAL
Executive Overseer

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

(vi) Represent the city in all its business transactions and sign in its behalf all bonds, contracts, and obligations, and such other documents upon authority of the sangguniang panglungsod or pursuant to law or ordinance;

MEMORANDUM OF AGREEMENT
("Free Use of the Tech4Ed Platform with Conditional Donation of Thin Client
Equipment Package")

KNOW ALL MEN BY THESE PRESENTS:

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

The **DEPARTMENT OF INFORMATION AND COMMUNICATIONS TECHNOLOGY**, an office existing by virtue of Republic Act No. 10844, dated 23 May 2016, with principal office address at DICT Building, C.P. Garcia Avenue, UP Diliman, Quezon City, and with Field Operations Office located at Villarin St., Carmen, Cagayan de Oro City, represented herein by its **OIC -Director IV, EVAMAY C. DELA ROSA, MSIT, ITIL**, hereinafter referred to as the **"DICT"**;

- and -

The **CITY GOVERNMENT OF CAGAYAN DE ORO**, represented herein by its **Mayor, HON. OSCAR S. MORENO** duly authorized for the purpose, hereinafter referred to as the **"LGU"**.

WITNESSETH: That-

WHEREAS, the **DICT** is mandated to be the primary policy, planning, coordinating, implementing and administrative entity of the Executive Branch of the government that will plan, develop, and promote the national Information and Communications Technology (ICT) development agenda;

WHEREAS, in line with its mandate, the **DICT** is currently implementing, among others, the **Technology Empowerment for Education, Employment, Entrepreneurs, and Economic Development (Tech4ED) Project** and the **Thin Client Project** ;

WHEREAS, the **Tech4ED Project** is a national digital inclusion initiative that seeks to establish Community eCenters **branded as Tech4ED Centers**, that will provide critical e-government and ICT-enabled services in communities with minimal or no access to information and government services.

WHEREAS, these **Tech4ED Centers** shall be equipped with a platform with different segments, which aim to cater to Out-of-School Youths and Adults (OSYA), women, teachers, Overseas Filipino Workers (OFWs) as well as their families and relatives, Persons With Disabilities (PWDs), senior citizens, indigenous people, and entrepreneurs as its target market or **END-USERS**;

WHEREAS, under the auspices of the Tech4ED Project Management Office, the **Thin Client Project** shall be implemented to enhance and modernize IT systems installed in selected Tech4ED Centers, Local Government Units, schools, libraries, government agencies through the donation of Thin Client Packages to selected beneficiaries;

WHEREAS, the **DICT** has identified the **LGU** as one of the beneficiaries of the Thin Client Project;

WHEREAS, the **LGU** has manifested its intent to establish a **Tech4ED Center** and receive the thin client computer package and has correspondingly attested to support all activities to sustain and maintain the Center to provide where and when feasible necessary services to the community;

WHEREAS, **DICT** and the **LGU** have agreed to cooperate and jointly commit in promoting community development through the use of information and communications technology for effective and efficient governance in the country;

WHEREAS, the **Parties** have agreed for the free use of the platform, solutions, technology and brand for a Tech4ED Project under the herein below conditions for the sole purpose of furthering the objectives of both projects;

WHEREAS, that a DONOR-DONEE relationship shall likewise exist in the transfer of the Thin Client Equipment Package between **DICT** (the DONOR) and the **LGU** (the DONEE);

WHEREAS, for and in consideration of the **LGU's** belief and recognition of the Tech4ED Center's invaluable services to the community, the **DICT** shall TRANSFER and CONVEY by way of DONATION, unto said **LGU** the Thin Client Equipment Package, free and clear from all liens and encumbrances, except only such as may be subsisting by operation of law;

WHEREAS, this Agreement shall have the same effect as that of a Deed of Donation for the Thin Client Equipment Package on condition that actual donation shall be enforced and realized only upon receipt and acceptance of said Equipment Package through the equipment deployment and transfer alongside the submission of a duly accomplished Inspection and Acceptance Report and the corresponding Invoice Receipt for Property;

WHEREAS, that upon receipt of the Equipment Package, **LGU** shall henceforth transfer and Convey the same donated equipment to the Tech4ED Center for its intended and maximized usage;

NOW, THEREFORE, for and in consideration of the foregoing premises and of mutual covenants, agreements and stipulations hereinafter set forth, the parties hereto agree to enter into this Memorandum of Agreement (MOA) under the following terms and conditions:

SECTION 1. PURPOSE OF THE MOA

This MOA is an agreement between the parties for the free use of **DICT's** platform, solutions, technology, and brand of Tech4ED Project by the **LGU**. The location(s) and description(s) of site(s) is/are found in ANNEX A.

SECTION 2. SCOPE OF THE PROJECT

The Memorandum of Agreement shall cover the approval of the **LGU's** application as **DICT's** partner for the hosting and operation of a Tech4ED Center in its community, the consequent donation of the Thin Client Equipment Package indicated in Section 7 and the provision of Training Package and appropriate technical assistance to the **LGU** as **DICT's** host partner through the Tech4ED Project.

SECTION 3. TERMS OF AGREEMENT

- 3.1 The Parties hereto agree that they share the common goal of implementing the project;
- 3.2 The Parties hereto acknowledge that proper coordination between the parties shall be made to ensure the success of the project;
- 3.3 The Parties hereto acknowledge that ownership of the platform, solutions, technology and brand shall remain with **DICT**, while those provided by the **LGU** if any, shall remain with the **LGU**;
- 3.4 The Parties hereby undertake to faithfully and strictly perform the responsibilities enumerated under this MOA and fully understand the consequences therein in case of non-performance thereof;
- 3.5 The Parties understand and agree that the **DICT** is providing the use of its platform, solutions, technology and services free of any charge. Furthermore, the Parties hereby declare that **DICT** is NOT charging any fee from the **LGU**, from its community or from the public for the use of the platform, solutions, technology and brand of the Tech4ED Project under this MOA;
- 3.6 The **LGU** may impose charges or fees for the use of the computers of the Tech4ED Centers at a cost the **LGU** may deem appropriate and sufficient to be used exclusively for the maintenance and expansion of the Tech4ED Centers in order to achieve the Parties shared goal of long term sustainability of the Tech4ED project;
- 3.7 The **LGU** shall not impose additional charges or fees in order to access the contents of the platform under the Tech4ED Project;
- 3.8 Under no circumstance shall the fees collected by the **LGU** be released to the **DICT**, its officers and staff as payment of fees, services, honoraria, and other similar disbursements.

This MOA shall take effect upon its execution when it is accepted/signed by the parties and shall continue to be in force and effect until otherwise terminated or cancelled by both parties upon ten (10) days prior written notice.

Further, the purpose for which the donation for Thin Client Equipment Package was approved and granted by DICT shall not be changed, modified or altered without the prior written consent of DICT whose concurrence can only be withheld upon reasonable ground.

- a. If the LGU commits a breach on any of the conditions for the donation of the Equipment Package, especially Section 5.2, DICT, may take appropriate action, including revocation of the donation, to uphold the public interest.
- b. Upon revocation of the donation, DICT shall demand the return of the donated items with a right to claim damages.
- c. The parties hereto mutually agree that this donation in favor of the LGU does not in any way bind the DICT to grant future requests for donation by the LGU.

SECTION 4. OBLIGATIONS OF DICT

- 4.1 Support and assist the **LGU** in the implementation of the Tech4ED Project milestones in the recipient LGU Tech4ED Center;
- 4.2 Allow the **LGU** free use of the platform of the Tech4ED project, comprising of the digital content;
- 4.3 Transfer and convey to the **LGU** the Equipment Package comprising of:
 - One (1) unit Dell Precision Tower 7810 Thin Client Host
 - Four (4) units Dell Wyse 5020 Thin Clients
 - Five (5) units Headphone with Microphone
 - One (1) unit Uninterruptible Power Supply
 - One (1) unit 16-port Ethernet Switch
 - One (1) unit Router
 - One (1) unit Printer
 - Cat5E Ethernet Cables with end-to-end RJ45 Connectors
 - One (1) unit CCTV Camera
- 4.4 Provide thru its partners appropriate technical assistance during deployment and installation of the Equipment package;
- 4.5 Provide relevant Training, appropriate to develop the skills of the Center Manager and/or Assistant Center Manager who shall be tasked to manage and implement the center's day-to-day operations;

- 4.6 Conduct the appropriate training and orientation to the LGU Tech4ED Team prior to operation;
- 4.7 Review reports required to be submitted by the LGU; and
- 4.8 Evaluate and conduct periodic monitoring of the beneficiary's performance.

SECTION 5. OBLIGATIONS OF THE LGU

- 5.1 To provide:
 - 5.1.1 The **DICT** a **Resolution** containing among others, a conformity with the terms and conditions for the free use of the platform, solutions, technology and branding of the Tech4ED project;
 - 5.1.2 At least 20-sq meter office space to serve as the Tech4ED where computers shall be deployed and accommodate constituents who shall avail of the center's services;
 - 5.1.3 At least two permanent or full-time personnel to be designated as the Tech4ED Center Manager and the Tech4ED Center Assistant Manager respectively, to manage the day to day operations of the Center and ensure its the safety and security;
 - 5.1.4 For the costs of Travel and training for its Tech4ED Center Manager and Tech4ED Center Assistant who shall already be tasked to attend the training under the Tech4ED Project such as but not limited to the Center Managers Training and annual Summit for Knowledge exchange to enhance the centers performance.
 - 5.1.5 Connectivity of the above-mentioned laptops or desktops at the Tech4ED Center through Wi Fi with at least 2mbps Committed Information Rate (CIR);
 - 5.1.6 Security measures such as, but not limited to operational security camera for the protection of any and all materials in the Tech4ED Center against theft; and
 - 5.1.7 At least five (5) computer tables, and at least two (2) extra tables and chairs.
- 5.2 Maintain and maximize the use of the DICT-donated equipment that should not be pulled-out from the LGU Tech4ED Center but be exclusively used solely for the Tech4ED Program's purposes; Relatedly, the LGU shall be responsible for the cost of the equipment repair beyond the equipment's warranty scope and period;

- 5.3 Allow and ensure the operation of the Tech4ED Center from Monday through Friday, for at least eight (8) consecutive hours, ideally from 1 o'clock in the afternoon until 9 o'clock in the evening; on Saturdays from 9 o'clock in the morning to 5 o'clock in the afternoon and on Sundays from 12 o'clock in the morning to 5 o'clock in the afternoon in accordance with Tech4ED Center operations guidelines;
- 5.4 Ensure that each equipment shall be readily available and functional for use of the target market or END-USER for at least the prescribed operational days in a year, for the duration of the Contract;
- 5.5 Ensure the availability of service center or computer technicians within the area who shall promptly address report/complaint of the user and do preventive maintenance against such items, but not limited to, viruses, malware and the like, on a quarterly basis;
- 5.6 Prepare and submit to **DICT** monthly incident management report of complaints and incidents escalated by the target market or END-USER/s with information on the actions taken by the service center or technicians and the corresponding response time;
- 5.7 Shoulder the costs of monthly operating expenses, such as salaries of the Tech4ED Center Manager and other personnel, electric, internet and telephone bills, supplies and materials and other incidental expenses for the continuous operation of the Tech4ED Centers;
- 5.8 Use the fees to be collected exclusively to ensure the sustainability of the Tech4Ed Centers for the entire duration of the Agreement;
- 5.9 Institute and spearhead the advocacy and promotional activities for the dissemination of the Tech4ED Center's existence and service offering to the community;
- 5.10 Promote the Tech4ED Centers on the [LGU] website, and regularly update with relevant news and accomplishments of the Centers;
- 5.11 Pass a Resolution through its Local Legislative Body specifically indicating thereat the LGU's intent to establish and sustain the Center's operations notwithstanding any change in the LGU's leadership;
- 5.12 Identify information and service needs of the community and facilitate the development of relevant and local content and delivery of appropriate government services thru its partners and alliances among and between local communities and government agencies;
- 5.13 Submit the Center's Operational Plan within two months and a Monthly Status Report for the first 6 months after its establishment and consequently

on a quarterly basis or as prescribed by DICT for regular evaluation and assessment of the Center's progress and performance; and

- 5.14 Reimburse cost of training and all other costs for technical services availed of in the event of termination or withdrawal as partner beneficiary of the project.

SECTION 6. OTHER PROVISIONS

DICT's responsibility for the repair of equipment shall be limited and cannot go beyond the period of warranty and only as stipulated strictly by the Equipment Purchase Contract. Cost for repair and maintenance after the period of warranty shall be borne by the LGU.

SECTION 7. FUNDING

This MOA will be subject to the availability of funds and other resources of the parties. The cost of the activities and the performance of Parties' respective responsibilities shall be for the separate accounts of the Parties. The parties warrant that it has the funding to pursue and comply with the obligations and responsibilities found in this agreement.

SECTION 8. COSTING

The following equipment shall be provided to the LGU:

Equipment:

One (1) unit Dell Precision Tower 7810 at PhP 200,000.00 per unit
Four (4) units Dell Wyse 5020 Thin Client at PhP 34,978.75 per unit
Five (5) units Headphone with Microphone at PhP 1,860.00 per unit
One (1) unit Uninterruptible Power Supply at PhP 2,030.00 per unit
One (1) unit 16-port Ethernet Switch at PhP 3,657.00 per unit
One (1) unit Router at PhP 3,265.00 per unit
One (1) unit Printer at PhP 13,480.00 per unit
Cat5E Ethernet Cables (50 meters) with end-to-end RJ45 (100 pieces)
Connectors at PhP 1,505.00 per set

Training:

Relevant management and technical training for knowledge workers, and Orientation on the Tech4ED Project with the LGU Tech4ED Team.

Moreover, costs for additional technical service and other service requests by the LGU not covered under the DICT-LGU MOA shall be borne by the LGU and be subject to DICT's approval.

SECTION 9. DURATION AND EFFECTIVITY OF THE MOA

This MOA shall take effect upon the signing of the parties hereto and shall be valid for ten (10) years unless earlier terminated or revoked or cancelled for cause by giving thirty (30) day prior written notice to the other party.

SECTION 10. MONITORING AND COMPLIANCE

The parties shall mutually monitor the adherence and compliance of their counter-party. Any lapse or breach of obligations shall be brought to the attention of the other through notices under these addresses:

DICT:

EVAMAY C. DELA ROSA, MSIT, ITIL

DICT Mindanao Cluster 2

DICT Bldg., Villarin St., Carmen, Cagayan de Oro City

LGU:

HON. OSCAR S. MORENO

City Government of Cagayan de Oro

2ND Floor, Executive Building, City Hall, Cagayan de Oro City

The parties agree to settle issues, lapses and breaches of obligations through internal negotiations. However, if issues, lapses and breach continue for 3 consecutive events and notices, the offended party may, as a matter of right given and agreed to in this agreement, remove any or all contributions to this endeavor and rescind this agreement.

SECTION 11. TERMINATION

Upon expiration of the period of the agreement, the Parties may renew the same subject to the evaluation of the performance of the centers established under this agreement. Sixty (60) days prior to the end of the agreement, the Parties shall discuss whether the project should continue or shall be terminated, extended or under a new agreement subject to the requirements of the law.

In case of non-renewal of the agreement or termination for whatever cause, the equipment and technology/platform used for the Tech4ED project subject of this agreement shall be immediately returned to its rightful owners, the costs of the retrieval, removal and/or return thereof shall be for the separate accounts of the parties.

This MOA can be pre-terminated on the ground that upon periodic evaluation by DICT, it has been determined that the Center is not performing within the standard set by DICT for the Tech4ED project and/or violations and/or non-performance of any of the responsibilities enumerated herein have been committed. In such a case, the LGU shall immediately stop using the platform, solutions, technology and brand of Tech4ED project and shall no longer be a part of the

project. Termination shall not constitute justification for the LGU to be relieved of any liabilities under the Memorandum of Agreement;

SECTION 12. NON-PERFORMANCE

An unjustifiable delay by the LGU in the performance of its obligations shall entitle the other party to cause the termination of this Agreement. The effective date of termination shall be ten (10) days after receipt of such Notice.

If, at any time, during the execution of this MOA, either party should encounter conditions which tend to jeopardize or imperil its performance obligation hereunder, such party shall promptly notify the other in writing of the facts of the delay, its likely duration and the causes. As soon as practicable after receipt of the Notice, the other party shall evaluate the situation and determine as follows:

- 12.1 If the failure to perform is with justifiable cause, the parties shall agree on the extension of time to perform the obligations or the deliverables. The MOA shall not be terminated.
- 12.2 If the cause is due to fortuitous event or force majeure and thus, beyond the control of the party, the parties shall agree on the extension of time for such performance and this MOA shall not be terminated.

SECTION 13. RELATIONSHIP

- 13.1 There is no employee-employer relationship or principal-agency between the **DICT** and **LGU**;
- 13.2 Nothing contained in this Agreement shall be deemed to constitute a partnership, joint venture between the Parties, or a merger of their assets or their fiscal and other liabilities or undertaking. Neither Party shall have the right to bind the other Party, except as expressly provided for herein;
- 13.3 The employees of the **DICT** and **LGU** shall remain their respective employees. Any liabilities and obligations emanating from the employer-employee relationship of the respective parties shall be solely shouldered by the respective employers; and
- 13.4 The Tech4ED Center Managers and other personnel of the Tech4ED Centers shall remain the employees of the **LGU**. Any liabilities and obligations emanating from such employer-employee relationship shall solely for the account of the **LGU**.

SECTION 14. SETTLEMENT OF DISPUTE

All such conflicts which cannot be decided by negotiation and/or mediation shall be decided by arbitration in accordance with the applicable arbitration laws of the Philippines.

SECTION 15. SEPARABILITY CLAUSE

Should any stipulation, provision or any part of this Agreement be declared unenforceable or void by an order or judgment by any court or tribunal, the other stipulations and provisions shall not affect and shall remain in force.

SECTION 16. ASSIGNMENT AND SUCCESSION

This Agreement shall be binding upon and inure to the benefit of both parties and their respective successors and permitted assigns. However, neither party may assign or delegate its rights and duties hereunder without the prior consent of the other party.

SECTION 17. AMENDMENTS

At any time while this MOA is in effect, the Parties may modify, revise or amend in writing the existing terms and conditions or requirements of this MOA as circumstances may warrant. Any modification, revision or amendment hereto shall become valid and binding only when the same is in writing and signed by both Parties;

SECTION 18. VENUE

The regular court or competent quasi-judicial bodies of Cagayan de Oro City shall have the exclusive jurisdiction over any disputes and/or claims arising thereto.

IN WITNESS WHEREOF, the Parties have signed this Memorandum of Agreement in the place and on the date first above written.

**DEPARTMENT OF INFORMATION
AND COMMUNICATIONS
TECHNOLOGY**

**CITY GOVERNMENT OF
CAGAYAN DE ORO**

EVAMAY C. DELA ROSA, MSIT, ITIL
OIC-Director IV

HON. OSCAR S. MORENO
City Mayor

IN THE PRESENCE OF

Engr. Rolando P. Cabaluna

Witness

Witness

ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in the above jurisdiction, this ____ day of _____ 2019, personally appeared:

<u>Name</u>	<u>Government ID</u>	<u>Date & Place Issued</u>
Evamay C. Dela Rosa	Passport # EC 5017986	08/13/15 Cagayan de Oro
Hon. Oscar S. Moreno		

both known to me and to me known to be the same persons who executed the foregoing Memorandum of Agreement which consists of eleven (11) pages, including this page in which the acknowledgment is written, signed by the parties and their instrumental witnesses at the spaces herein provided and acknowledged to me that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on this _____ day of _____ 2019.

NOTARY PUBLIC

Doc. No. _____;
Page No. _____;
Book No. _____;
Series of 2019

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 approving and/or adopting the Oro Youth Development Plan of the City of Cagayan de Oro for CY 2019-2021

*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: Feb 28, 2019

for inclusion

*A - Sero
Wagay*

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



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



cagayan
de oro

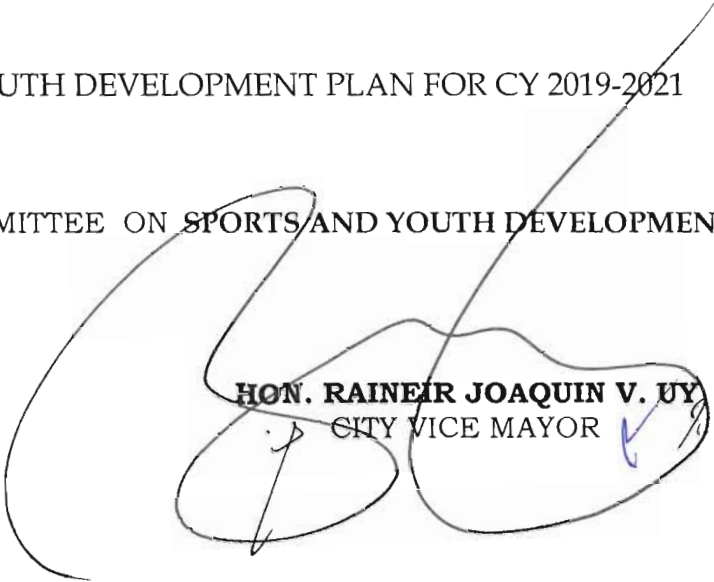
2F Legislative Building
City Hall Compound,
Burgos St., Brgy. 1,
Cagayan de Oro City

DATE: 9 - OCT - 8, 2018

FROM: OFFICE OF THE ADMINISTRATOR

SUBJECT MATTER: ORO YOUTH DEVELOPMENT PLAN FOR CY 2019-2021

ACTION: REFER TO COMMITTEE ON SPORTS AND YOUTH DEVELOPMENT


HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



CITY DEVELOPMENT COUNCIL

RESOLUTION NO. 10 (S. 2018)

RESOLUTION APPROVING THE PROPOSED ORO YOUTH DEVELOPMENT PLAN (OYDP)
2019-2021 AND ENDORSING THE SAME TO THE CITY COUNCIL FOR ITS APPROPRIATE
ACTION

WHEREAS, pursuant to Article 2 Section 5 of the Oro Youth Code of 2018, the Oro Youth Development Council shall finalize the three (3) year Local Youth Development Plan that is anchored in the Philippine Youth Development Plan (PYDP);

WHEREAS, the series of activities enabled by the Oro Youth Development Office and attended by various registered youth organizations of the city led to the finalization of the Oro Youth Development Plan (OYDP) 2019-2021;

WHEREAS, the OYDP, anchored in PYDP's nine (9) centers of participation, has three (3) categories, i.e. **linkages, services, and policy development**, with primary focus on Education, Governance, and Active Citizenship;

WHEREAS, OYDP aims to complement the efforts of the city government through empowering the youth of the city to become engaged citizens for a progressive and equitable Cagayan de Oro;

WHEREFORE, on motion raised by Ms. Cynthia B. Rosales, Assistant Regional Director of the Presidential Commission for the Urban Poor (PCUP), and severally seconded by CDC members, it was;

RESOLVED, as the City Development Council hereby resolved, to approve the Oro Youth Development Plan (OYDP) 2019-2021 and endorsing the same to the City Council for its appropriate action;

UNANIMOUSLY APPROVED.



Republic of the Philippines
City of Cagayan de Oro
ORO YOUTH DEVELOPMENT OFFICE

**cagayan
de Oro**
city of golden friendship

February 20, 2019

TO: HON. JOAQUIN RAINIER UY
Vice Mayor / Presiding Officer
City Council - Cagayan de Oro City

THRU: HON. JOHN MICHAEL SENO
SK Federation President / Chairperson
Committee on Youth & Sports Development

Dear Vice Mayor Kikang,

Greetings!

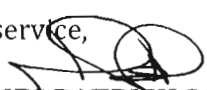
This office respectfully submits the updated ORO YOUTH DEVELOPMENT PLAN 2019-2021 with the corresponding final proposed amount for 2019 projects, as approved by the City Budget Office.

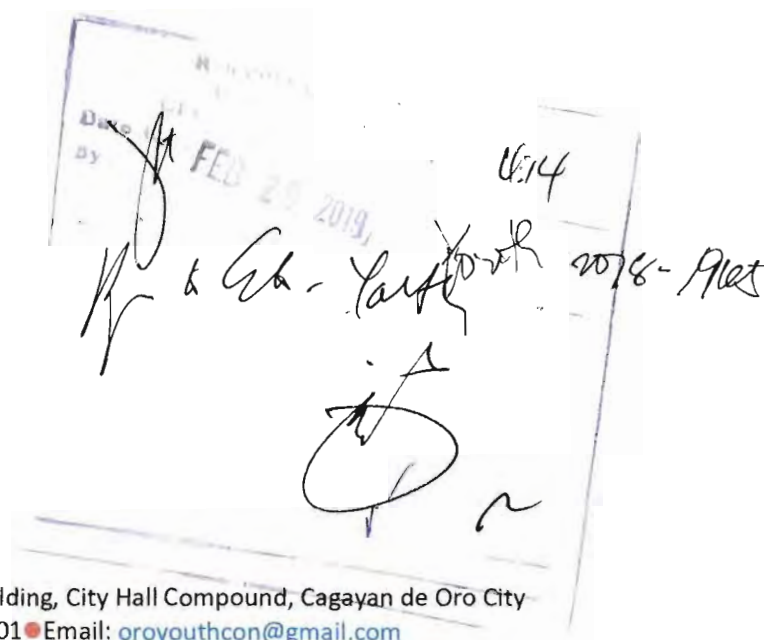
This Plan has been approved at the Committee on Youth and Sports Development last 24 October 2018 and at the City Development Council last 19 December 2018 (*please see attached Resolution*).

With this, **our office would like to seek City Council approval of this Plan through a Resolution.**

We are looking forward to your constant support. Thank you very much!

In service,


JAMES PATRICK SANTOS
Interim Oro Youth Development Officer



Oro Youth Center, Roofdeck JV Serina Building, City Hall Compound, Cagayan de Oro City
Phone: (088) 857-4281 local 501 • Email: oroyouthcon@gmail.com



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

Communication Number: 2018-1965

Date: 09/25/2018

Receiver: JESSAMINE

From: CITY ADMINISTRATOR

Subject: ORO YOUTH DEVELOPMENT PLAN FOR CY 2019-2021

Respectfully referred to **COMMITTEE ON SPORTS AND YOUTH DEVELOPMENT**
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: 10/24/2018

REFER TO THE COMMITTEE ON FINANCE, ISUOGES
AND APPROPRIATION

HON. JOHN MICHAEL L. SENO
Chairperson

HON. JAY R. PASCUAL
Vice Chairperson

HON. GEORGE S. GOKING
Member

HON. LORDAN G. SUAN
Member

HON. ROMEO V. CALIZO
Member

HON. SUZETTE MAGTAJAS-DABA
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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



ITEM NO.

Comm. No.

From:

Received by:

Date:

Subject Matter:

Oro Youth Development Plan for Calendar Year 2019-2021.

* Recommended by the Committee on Sports and Youth Development

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

FOR THE CITY VICE MAYOR
& PRESIDING OFFICER:

ARTURO S. DE SAN MIGUEL
City Council Secretary

=====

COMMITTEE REPORT AND RECOMMENDATION (Ocular Inspection)

Date of Meeting: FEBRUARY 27, 2019

RECOMMENDING APPROVAL CLAWS & MARS

Chairman: **HON. EDNA M. DAHINO**

Vice Chairman: **HON. TEODULFO E. LAO JR.**

1ST

Member: **HON. ZALDY O. OCON**

2ND

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

3RD

Member: **HON. ENRICO D. SALCEDO**

4TH

Member: **HON. GEORGE S. GOKING**

DISSENTING

Member

Member

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

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

Communication Number:

Received by:

From :

Date:

SUBJECT MATTER Proposed Resolution endorsing and/or interposing no objection to the conversion/classification of the herein mentioned roads in Cagayan de Oro City from "City Roads" to "National Roads", to wit:

a.	Macapagal Road (Jct, Masterson Avenue – Jct Bulua/BCIR, 1st Legislative District
b.	CDO Coastal Bypass Road (Abut "B" of CDO 3 rd Bridge, Kauswagan-Abut "B" of Iponan Bridge III, Bulua Section) Cagayan de Oro 1 st Legislative District;
c.	J.R. Borja Extension Road (Jct Osmeña-Gusa Section) Cagayan de Oro 2 nd Legislative District;
d.	CDO Coastal Bypass Road (Abut "B" of CDO 3 rd Bridge, Kauswagan-Abut "B" of Iponan Bridge III, Bulua Section) Cagayan de Oro 1 st Legislative District

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: Feb. 28, 2019

> for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING

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

Comm. No. _____

Received by: _____

From: _____

Date: _____

SUBJECT MATTER: LETTER PROPOSAL FROM DPWH DIR. VIRGILIO E. EDUARTE, CESO IIV FOR THE CONVERSION/CLASSIFICATION OF MACAPAGAL ROAD (JUNCTION MASTERSON AVENUE CDO 1ST LEGISLATIVE DISTRICT AND THREE (3) OTHER CITY ROADS TO NATIONAL ROADS AND THE PASSING A CITY COUNCIL RESOLUTION TO THIS EFFECT.

Respectfully referred to the Committee on PUBLIC WORKS, 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: 2-15-2019

Chairman: HON. ZALDY O. OCON

Vice-Chairman: HON. JAY R. PASCUAL

Member: HON. EDNA M. DAHINO

Member: HON. RUEBEN R. DABA

Member: HON. TEODULFO E. LAO, JR.

DISSENTING

Member

Member



Republic of the Philippines
CITY OF CAGAYAN DE ORO

OFFICE OF THE CITY VICE MAYOR



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

DATE:

JUN 19 2018

FROM:

OFFICE OF THE CITY ENGINEER

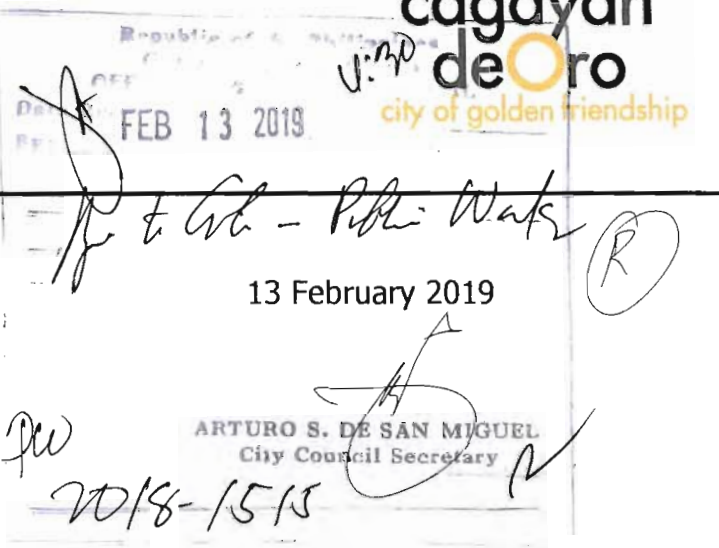
SUBJECT MATTER LETTER PROPOSAL FROM DPWH DIRECTOR VIRGILIO E. EDUARTE, CESO IV, FOR THE CONVERSION/CLASSIFICATION OF MACAPAGAL ROAD (JUNCTION MASTERSON AVENUE CDO 1ST LEGISLATIVE DISTRICT AND THREE (3) OTHER CITY ROADS TO NATIONAL ROADS AND THE PASSING OF A CITY COUNCIL RESOLUTION ~~TO~~ THIS EFFECT.

ACTION:

REFER TO COMMITTEE ON **PUBLIC WORKS.**

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



HON. ZALDY O. OCON

City Councilor
Chairman, Committee on Public Works
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. Ocon:

Forwarded to this Office for review, legal opinion, and appropriate action is the letter of Maria Carla Larrazabal-Licayan, Local Legislative Staff Officer V, Chief, Legislative Committees Division, Cagayan de Oro City Council, indorsing to his office the letter-proposal of the Department of Public Works and Highways, Regional Office X, Bulua, this City for the conversion/classification of the listed/identified City roads to National roads.

In this connection, be it noted that the Department of Public Works and Highways ("DPWH") is mandated under E.O. 124, series of 1987 that *"The local road proposed for conversion will be considered for reclassification into national road by way of **DPWH Administrative Procedure**. Said Road should satisfy at least one of the new DPWH Road Functional Classification Criteria and should conform to the Technical Requirements Standards for national road; if these conditions are satisfied, a Department Order (DO) will be issued by the DPWH Secretary converting the road. The Secretary of Public Works and Highways was given the authority to recommend roads to be declared as national roads by the President of the Republic of the Philippines.*

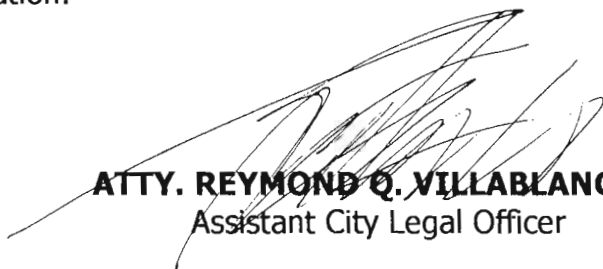
Moreover, DPWH Technical Requirements and Standards for a National Road provides as follows; to wit:

1. *Endorsement from the local government concerned;*
2. *Proof of acquisition of required road-right-of-way; and*

3. Technical road standard of at least 6-meter carriageway width, in at least gravel surfacing and in maintainable condition.¹

On the account of the foregoing, this Office finds the request for a Resolution favorably endorsing the conversion of the City roads to National road to be in legal order.

For your guidance and information.



ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer

Noted by:



ATTY. JOSE B. SABANAL
Executive Overseer
City Legal Office

¹ Brief History of NATIONAL Roads in the Philippines, paragraph IV (Road Conversion-2009-2016)



MAR 12 2018
3
2-38
Republic of the Philippines
OFFICE OF THE CITY ENGINEER
Cagayan de Oro City

March 7, 2018

TRANSMITTAL

ARTURO S. DE SAN MIGUEL
City Council Secretary

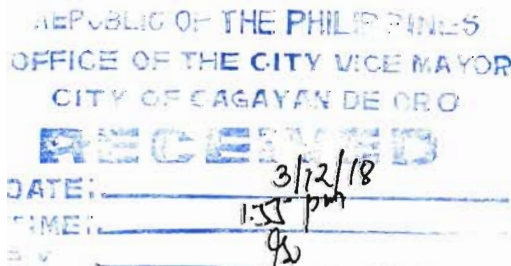
FOR: Hon. RAINEIR JOAQUIN V. UY,
City Vice Mayor
City Council
Cagayan de Oro City

SUBJECT: Letter Proposal from DPWH Director VIRGILIO E. EDUARTE, CESO IV, for the Conversion/Classification of Macapagal Road (Junction Masterson Avenue CDO 1st Legislative District and three (3) other City Roads to National Roads and the passing of a City Council Resolution to this effect.

REMARKS: Referred for information and appropriation re this Proposal and informing further of the Honorable City Mayor's approval of the same.

ROLANDO M. PACURIBOT
City Engineer

Transdaba-matrix non-accessibility compliance.doc





Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE REGIONAL DIRECTOR
Region X
Engineers' Hill Bulua, Cagayan de Oro City

January 19, 2018

OSCAR S. MORENO
City Mayor
Cagayan de Oro City

OS
5 March 18



Engr. Ferdinand Pascualot.

OK with me.
PR expedite.

OS
5 March 18

Dear Mayor Moreno:

The Department of Public Works and Highways (DPWH), Region X are proposing the conversion/classification of the hereunder road to national road within the City of Cagayan de Oro, to wit;

- 1) Macapagal Road (Jct. Masterson Avenue – Jct. Bulua/BCIR), Cagayan de Oro 1st Legislative District
- 2) CDO Coastal Bypass Road (Abut "B" of CDO 3rd Bridge, Kauswagan – Abut "B" of Iponan Bridge III, Bulua Section), Cagayan de Oro 1st Legislative District
- 3) J.R Borja Extension Road (Jct. Osmeña – Gusa Section) Cagayan de Oro 2nd Legislative District
- 4) CDO Coastal Bypass Road (Abut "B" of CDO 3rd Bridge – Puntod – Lapasan – Gusa Section) Cagayan de Oro 2nd Legislative District

May we request a resolution from the City Council favorably endorsing the proposed conversion/classification of the above-mentioned roads to support our proposal to be submitted to DPWH, Manila for approval.

Your usual cooperation is highly appreciated.

Very truly yours,

VIRGILIO C. EDUARTE, CESO IV
Regional Director

End: (1) Copy of the procedure and requirements for conversion of local roads
(2) Photographs of the road proposed for conversion to national road

R10.1 jgp/rth/BRL/ESF/AMC/VCE

PROCEDURE AND REQUIREMENT FOR CONVERSION OF LOCAL ROADS INTO NATIONAL ROADS

Should any proponent propose the conversion or (re)classification of a Local Road into a National Road or vice versa, it shall submit its proposal to the DPWH Secretary, through the DPWH Regional Director concerned and/or the Assistant Secretary for Planning for eventual evaluation and submission of appropriate recommendation on the basis of the criteria to the DPWH Secretary. The proposal shall include initially the following requirement:

- Justification for the proposed road for conversion particularly on its function in relation to the overall road network with road map indicating its start and end limit. The proposed road should at least conform to any of the criteria for conversion/classification, **Appendix "A"**.
- Resolution from the City/Municipal/Provincial Board favorably endorsing the proposed conversion/classification.

Should the proposal satisfy the two above-mentioned initial requirements, the other technical requisite shall be submitted immediately to the Planning Service for eventual submission to the Department's Secretary for approval, such as:

The Department of Public Works and Highways (DPWH), Region X are proposing the conversion/classification of the hereunder road to national road within the City of Cagayan de Oro, to wit;

- 1) Macapagal Road (Jct. Masterson Avenue – Jct. Bulua/BCIR), Cagayan de Oro 1st Legislative District
- 2) CDO Coastal Bypass Road (Abut "B" of CDO 3rd Bridge, Kauswagan – Abut "B" of Iponan Bridge III, Bulua Section), Cagayan de Oro 1st Legislative District
- 3) J.R Borja Extension Road (Jct. Osmeña – Gusa Section) Cagayan de Oro 2nd Legislative District
- 4) CDO Coastal Bypass Road (Abut "B" of CDO 3rd Bridge – Puntod – Lapasan – Gusa Section) Cagayan de Oro 2nd Legislative District

May we request a resolution from the City Council favorably endorsing the proposed conversion/classification of the above-mentioned roads to support our proposal to be submitted to DPWH, Manila for approval.

Your usual cooperation is highly appreciated.

Very truly yours,

VIRGILIO C. EDUARTE, CESO IV
Regional Director

Encl: (1) Copy of the procedure and requirements for conversion of local roads
(2) Photographs of the road proposed for conversion to national road

2013 190-11-BRU/ESF/AMC/VCE

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 extending the planning period of Comprehensive Land Use Plan (CLUP) from "2013-2022" to the current "2019-2027", a Nine (9) Year/Term Based Projection by a Chief Executive.

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: Feb 28, 2019

> for inclusion

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



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

**cagayan
de Oro**
city of golden friendship

18 February 2019

Hon. IAN MARK Q. NACAYA

City Councilor
Chair, Committee on Planning and Development
Office of the City Council
Cagayan de Oro City

Dear Sir,

The imminent approval of our City's Comprehensive Land Use Plan (CLUP) pushed us to meet and have a discussion with HLURB-Central Office, last 5-7 February, 2019 in Manila. One recommendation by their Policy Development Group (PDG), headed by Ms. Nora L. Diaz, is for our City's CLUP to update its planning period.

Relative thereto, may we respectfully request from your Office to draft a Resolution extending the CLUP's planning period from 2013-2022, to the current 2019-2027, a 9-year/term-based projection by a Chief Executive.

Be informed that with the updating comes the revision and incorporation of the most recent data available (e.g. population based on 2015 PSA census, etc.).

We greatly appreciate your time and support assisting us in this matter.

Thank you.

Very truly yours,

Engr. SIDRO G. BORJA
City Planning and Development Coordinator

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 A) Proposed Resolution approving the application of Punong Barangay Roel Y. Gabo of Barangay Pagatpat, this City, for a permit to operate a 2-Day (2) Cockfight at Pagatpat Cockpit Arena, on March 12-13, 2019 on the occasion of the Feast of Patron Saint Joseph of the said barangay.

B) Proposed Resolution approving the application of Punong Barangay Roel Y. Gabo of Barangay Pagatpat, this City, for a permit to operate a Traditional Cockfighting at Pagatpat Cockpit Arena, on March 18-19, 2019, on the occasion of the Annual Barangay Fiesta Celebration in Honor of its Feast of Patron Saint Joseph of the said barangay.

*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: Feb 28, 2019

for undecision

HON. IAN MARK Q. NACAYA, *Chairman*

HON. ZALDY O. OCON, *Vice Chairman*

HON. GEORGE S. GOKING, *Member*

HON. ROMEO V. CALIZO, *Member*

HON. ENRICO S. SALCEDO, *Member*

DISSENTING



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

Communication Number: 2019-2319

Date: 02/19/2019

Receiver: JESSAMINE

From: HON. ROEL Y. GABO, CHAIRMAN, BARANGAY PAGATPAT, CDO

Subject: REQUESTING FOR A PERMIT TO ALLOW TWO (2) DAY SPECIAL COCKFIGHTING THIS COMING MARCH 12 AND 13, 2019, IN CELEBRATION OF THE FEAST OF ST. JOSEPH THE FAMILY, MARCH 18-19, 2019.

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

FOR THE CITY VICE MAYOR &
PRESIDING OFFICER

ARTURO S. DE SAN MIGUEL
City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: 2-26-19

HON. ZALDY O. OCON
Chairperson

HON. ROMEO V. CALIZO
Vice Chairperson

HON. EDNA M. DAHINO
Member

HON. ENRICO D. SALCEDO
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



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



cagayan
de Oro

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

DATE:

2 FEB 20 2019

FROM:

HON. ROEL Y. GABO, CHAIRMAN, BARANGAY PAGATPAT, CDO

SUBJECT MATTER: REQUESTING FOR A PERMIT TO ALLOW TWO (2) DAY SPECIAL COCKFIGHTING THIS COMING MARCH 12 AND 13, 2019, IN CELEBRATION OF THE FEAST OF ST. JOSEPH THE FAMILY, MARCH 18-19, 2019.

ACTION:

REFER TO COMMITTEE ON GAMES AND AMUSEMENT.

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
BARANGAY PAGATPAT

OFFICE OF THE PUNONG BARANGAY

Republic of the Philippines
City of Cagayan de Oro
OFFICE OF THE CITY COUNCIL
Date Received: **FEB 28 2019** Time: **3:49**
By: *[Signature]* Action Taken: *Cancel*
2019-2319
Date: **ARTURO S. DE SAN MIGUEL**
City Secretary
February 26, 2019

HON. JOAQUIN "Kikang" Uy
Vice-Mayor
Cagayan de Oro City

Sir:



The Barangay Pagatpat, this City will be celebrating its Annual "Barangay Fiesta Celebration" in Honor of our Patron St. Joseph the Family on **March 9-19, 2019**.

In this connection, we are asking your favor to allow us to have a **"Traditional Cockfighting" on March 18 & 19, 2019** as part of our Annual fiesta activity.

Anticipating your favor to grant this request. Thank you and God Bless you always.

[Signature]
ROELY. GABO
Punong Barangay



Republic of the Philippines
City of Cagayan de Oro
BARANGAY PAGATPAT

OFFICE OF THE SANGGUNIANG BARANGAY

February 18, 2019

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

Sir:

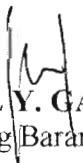
Barangay Pagatpat, this City will be celebrating its "Annual Barangay Fiesta Celebration" in honor of our Patron St. Joseph the Family on March 18-19, 2019.

In this connection, I would like to request a permit from your good office to allow us to conduct a Two-day (2) Cock Fight on March 12-13, 2019 at Pagatpat Cockpit Arena.

The proceeds to this activity will be utilized for our Fiesta expenses.

Anticipating for your usual support and understanding.

Very truly yours,


ROEL Y. GABO
Punong Barangay



JUN EPONDULAN
09975412914

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 Contract of Affiliation with the Professional World Academy-Misamis, represented by its School Executive Vice President, Alfredo T. Limbaga, covering the internship and clinical exposure of their students at the JR Borja General Hospital, this city, under the terms and conditions stipulated in the contract submitted to this body.

*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: Feb. 28, 2019

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: 2019-2312

Date: 02/14/2019

Receiver: JESSAMINE

From: CMO

Subject: REQUEST FOR THE PASSAGE OF RESOLUTION AUTHORIZING THE CITY MAYOR HON. OSCAR S. MORENO, TO REPRESENT THE CITY GOVERNMENT OF CAGAYAN DE ORO AS THE LOCAL CHIEF EXECUTIVE TO ENTER INTO AND SIGN THE CONTRACT OF AFFILIATION WITH PROFESSIONAL WORLD ACADEMY-MISAMIS, TO BE REPRESENTED BY ITS SCHOOL VICE PRESIDENT, ALFREDO T. LIMBAGA FOR THE INTERNSHIP OF ITS STUDENTS WITH THE JR BORJA GENERAL HOSPITAL.

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: 3/1/19

Refer to Common Laws & Rules

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. ZALDY O. OCON
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



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

DATE:

2 FEB 27 2019

FROM:

OFFICE OF THE CITY MAYOR



cagayan
de Oro

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

SUBJECT MATTER: REQUEST FOR THE PASSAGE OF RESOLUTION AUTHORIZING THE CITY MAYOR HON. OSCAR S. MORENO, TO REPRESENT THE CITY GOVERNMENT OF CAGAYAN DE ORO AS THE LOCAL CHIEF EXECUTIVE TO ENTER INTO AND SIGN THE CONTRACT OF AFFILIATION WITH PROFESSIONAL WORLD ACADEMY-MISAMIS, TO BE REPRESENTED BY ITS SCHOOL VICE PRESIDENT, ALFREDO T. LIMBAGA FOR THE INTERNSHIP OF ITS STUDENTS WITH THE JR BORJA GENERAL HOSPITAL.

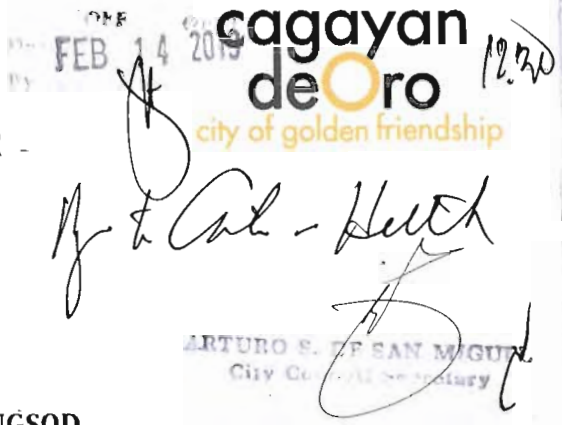
ACTION: REFER TO COMMITTEE ON HEALTH, SANITATION AND HEALTH INSURANCE.

HON. RAINEIR JOAQUIN V. UY
CITY VICE MAYOR

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



OFFICE OF THE CITY MAYOR



January 30, 2019

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

SUBJECT: REQUEST FOR THE PASSAGE OF RESOLUTION AUTHORIZING THE UNDERSIGNED, TO REPRESENT THE CITY GOVERNMENT OF CAGAYAN DE ORO AS THE LOCAL CHIEF EXECUTIVE TO ENTER INTO AND SIGN THE CONTRACT OF AFFILIATION WITH PROFESSIONAL WORLD ACADEMY-MISAMIS, TO BE REPRESENTED BY ITS SCHOOL VICE PRESIDENT, ALFREDO T. LIMBAGA, FOR THE INTERNSHIP OF ITS STUDENTS WITH THE JR BORJA GENERAL HOSPITAL

LADIES AND GENTLEMEN:

This refers to the request of the undersigned local chief executive (LCE) for authority for him to represent the city government and enter into and sign the Contract of Affiliation with the Professional World Academy-Misamis to be represented by its School Executive Vice President, Alfredo T. Limbaga covering the internship of its students with JR Borja General Hospital.

This laudable collaboration is intended to provide the stakeholders, in this case, the students acquire valuable actual knowledge in hospital care and services at our city-owned hospital. This is in relation to the program of the city government to promote Health and Hospital services in the local government unit.

In this regard, we respectfully request the honorable body to pass a Resolution granting authority to the undersigned to enter into and sign the said Contract of Affiliation. A copy of the contract is attached herewith for your perusal.

Hoping for your favorable and prompt response on this request. Thank you.

Truly yours,


OSCAR S. MORENO
Mayor

OFFICE OF MARIA LOURDES P. SARNE M.D.
SP. KACIVAD, 2ND DISTRICT
CHAIR, COMMITTEE ON HEALTH
DATE: 2-7-19 TIME: 2:14 pm
RECEIVED: 

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



February 01, 2019

Hon. MARIA LOURDES S. GAANE
City Councilor and
Chairperson, Committee on Health,
Sanitation and Health Insurance
City Council of Cagayan de Oro

Dear Hon. Councilor Gaane,

This refers to the draft of the proposed Contract of Affiliation to be entered by and between the Professional World Academy-Misamis and the City Government of Cagayan de Oro covering the collaboration of the Parties in providing the students of the former “undergo related learning experience through affiliation training at the city-owned JR Borja General Hospital.

This engagement is intends to provide relevant trainings to students in the field of health services and further strengthens the collaboration between city government and the various stakeholders.

After a careful review of the draft of the proposed ordinance, I find its provisions to be in order and not contrary to the existing laws, public moral, good customs, public order, or public policy.

Thank you for your kind attention.

Truly yours,

Atty. JOSE B. SABANAL
Executive Overseer
City Legal Office

CONTRACT OF AFFILIATION

KNOW ALL MEN BY THESE PRESENTS:

This agreement is entered into and executed by and between:

PROFESSIONAL WORLD ACADEMY-MISAMIS, an educational institution duly organized and existing under Philippine Laws with office address at Antonio Luna Street, Mabulay Subdivision, Cagayan De Oro City, represented here in its School Executive Vice President, **ALFREDO T. LIMBAGA**, hereinafter referred to as **FIRST PARTY**;

The City Government of Cagayan de Oro, a Local Government Unit created and existing under Philippine Laws with office address at City Hall Building, Capistrano-Hayes Sts., Cagayan de Oro City, herein represented by **HONORABLE OSCAR S. MORENO**, in his capacity as City Mayor with office at the same building, hereinafter referred to as the **SECOND PARTY**;

WITNESSETH:

Whereas, the FIRST PARTY, is a private institution that offers One (1) Year Health Care Services (HCS) Course with a permit from Technical Education and Skill Development Authority (TESDA) requiring all its trainees/students to undergo related learning experiences through affiliation training in a reputable institution ultimately producing globally competitive health care service providers;

Whereas, the J.R. Borja General Hospital thru the SECOND PARTY approves the proposal and decision of the FIRST PARTY to be an affiliate training institution;

NOW, THEREFORE, this Agreement of Affiliation is entered into under the following terms and conditions;

1. J.R. Borja General Hospital's Responsibilities:

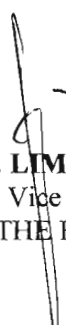
- 1.1 To provide maximum opportunity for the affiliates to gain actual experience and training in the various clinical areas per requirement under the HCS Programs;
- 1.2 To permit the attendance of the trainees in clinical conferences, symposium, in specified activities in the professional program of the J.R. Borja General Hospital;
- 1.3 To enforce rules and regulations regarding the admission, supervision, training of health care services affiliates, should the affiliate fail to comply with any of the regulations of the J.R. Borja General Hospital by committing acts detrimental to the health, safety and welfare of the patients and personnel;
- 1.4 To provide a copy of the statement of accounts addressed to the Officer-In-Charge of the school of the affiliates to prevent the delay of payment of affiliation fee duly certified by the City Treasurer;
- 1.5 To conduct and hold regular dialogue with the school affiliating with the J.R. Borja General Hospital;
- 1.6 To conduct and hold regular meetings to discuss or deliberate on issues and other concerns relative to training and affiliation activities;
- 1.7 In dealing with the clients and/or patients, the J.R. Borja General Hospital, its employees, staff and privies, the First Party assures that its students, faculty and staff shall perform the services being rendered with reasonable care, skill and diligence;
- 1.8 The Second Party has the right to terminate, reject or refuse the admission, entry, participation, and/or involvement of the person(s) included in the First Party's certified list of qualified trainees if they are found to be unfit, uncooperative or otherwise do not follow or observe its rules and regulations.

2. Affiliating School's Responsibilities

- 2.1 To submit to the J.R. Borja General Hospital/City Treasurer's Office the certified list of qualified affiliates who will undergo internship training;
- 2.2 To assume responsibility for the care of the affiliates in case of illness or injury during the course of affiliation;
- 2.3 To reimburse the J.R. Borja General Hospital/City Treasurer's Office in cash or in kind, all losses, damages, or breakage caused by act of negligence of any by the interns;

- 2.4 To coordinate with the Chief Nurse or her authorized staff on matters concerning the program of internship training, duties and discipline of affiliates, convocations, and other related activities, and;
- 2.5 To comply with the existing rules and regulations regarding training and such duties and responsibilities that will be formulated by the SECOND PARTY in consultation with the FIRST PARTY, and such other rules and regulations the SECOND PARTY may promulgate after the execution of this instrument;
- 2.6 The First Party shall hold the Second Party free from any and all liabilities, damages, loss, injury and/or death whether arising from contract, tort (including negligence) or otherwise as a result of the services being rendered herein or should it be the proximate cause thereof. Thus, the First Party shall be solidarily liable as provided herein;
- 2.7 The substituted parental responsibility towards students shall remain the sole and exclusive responsibility of the First Party;
- 2.8 Either party may terminate or rescind this Agreement, in case of material breach which is not remedied within reasonable time after due written notice (within 30 days). The parties may also mutually agree to terminate this Agreement;
- 2.9 This Agreement does not create an employer-employee relationship between the First Party, its employees, agents or sub-contractors and the Second Party, its employees, agents or sub-contractors including its students, affiliates, faculty and staff;
- 2.10 Except as herein provided, neither party shall assign or transfer all or any part of its rights under this agreement without the prior written consent of the party concerned;
- 2.11 The regular court or competent quasi-judicial bodies of Cagayan de Oro City shall have the exclusive jurisdiction over disputed and/or claims arising hereto.
3. The FIRST PARTY shall pay the SECOND PARTY a corresponding amount for affiliation fees based on the standard rates in accordance with Section 582 of Ordinance No. 4373-94, otherwise known as the Codified Ordinance;
4. This agreement shall be for a term of two (2) years from execution hereof subject to renewal every two years upon such terms and conditions as may be mutually agreed upon by parties; provided, that the SECOND PARTY has the sole and exclusive prerogative to revise this contract in compliance with such rules and regulations that maybe enacted by the proper authorities provided that the affiliate shall be informed of the medication for compliance;
5. This Contract of Affiliation shall effect on the 5th day of January, 2018, renewable depending upon the agreement of both parties.

IN WITNESS WHEREOF, the parties hereto have to set their hands this day of _____ in Cagayan de Oro City. .


ALFREDO T. LIMBAGA, MBA
 Executive Vice President
 PARTY OF THE FIRST PART

HON. OSCAR S. MORENO
 City Mayor
 PARTY OF THE SECOND PART

SIGNED IN THE PRESENCE OF:


MA. EDEN J. BALDELOVAR, LPT, RN, MBA
 Assistant Vice President – Academics
 Professional World Academy-Misamis

RAMON M. NERY, MD, FPSP, MHA, CEO VI
 Acting Chief of Hospital
 J. R. Borja General Hospital

DR. LANNIE O. CAPINPUYAN, DM, MAN, RN
 Chief Nurse
 J.R. Borja General Hospital

A C K N O W L E D G E M E N T

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

BEFORE ME, this _____ day of _____ in the City of Cagayan de Oro, Philippines, personally appeared:

Mr. Alfredo T. Limbaga, with Residence Certificate No. 029 22613 issued on JAN 22, 2018 at Cagayan de Oro City; and **City Mayor Oscar S. Moreno**, with residence certificate No. _____ issued on _____ at Cagayan de Oro City.

Known to me to be the same persons who executed the foregoing CONTRACT OF AFFILIATION for the purpose set forth therein, and they acknowledged to me that the same is their free act and deed.

This instrument consists of three (3) pages, including this page where the acknowledgement is written, and has been signed by the parties and their instrumental witnesses on each page.

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



Doc. No. _____
Page No. _____
Book No. _____
Series No. _____

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

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

Communication Number:

From :

Received by:

Date:

SUBJECT MATTER **A)** Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into a Lease Contract with Rural Transit Mindanao Incorporated (RTMI), represented by its Branch Manager John Del Castillo, covering a portion of the Westbound Terminal, specifically Bays One (1) to Fifteen (15) to Twenty-Three (23), under the terms and conditions stipulated therein.

B) Proposed Ordinance authorizing the Honorable City Mayor Oscar S. Moreno to enter into a Lease Contract with Super Five Transport, represented by its Manager Paul P. Padayhag, covering a portion of the Westbound Terminal, specifically Bays Sixteen (16) to Twenty (20) and One Ticket Booth (marked and identified as Booth No. 4), under the terms and conditions stipulated therein

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

FOR THE CITY VICE MAYOR & PRESIDING OFFICER:

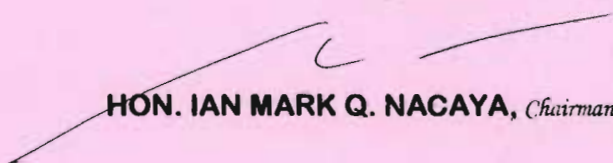
ARTURO S. DE SAN MIGUEL

City Council Secretary

COMMITTEE REPORT AND RECOMMENDATION

Date of Meeting: Feb. 28, 2019

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: 2019-2291

Date: 02/08/2019

Receiver: JESSAMINE

From: JOCELYN Q. PENALOSA OIC-EWBTM

Subject: 1ST INDO., DATED 8 FEBRUARY 2019 LEASED CONTRACT FOR RURAL TRNASIT MINDANAO INCORPORATED (RTMI) AND SUPER FIVE BUS LINE.

Respectfully referred to **COMMITTEE ON ECONOMIC ENTERPRISES**
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: Feb 28, 2019

recommending approval (LR)

HON. IAN MARK Q. NACAYA
Chairperson

HON. GEORGE S. GOKING
Vice Chairperson

HON. ENRICO D. SALCEDO
Member

HON. REUBEN R. DABA
Member

HON. TEODULFO E. LAO, JR.
Member

EX-OFFICIO MEMBERS

HON. IAN MARK Q. NACAYA
Majority Floor Leader

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

HON. RAINEIR JOAQUIN V. UY
City Vice Mayor



Republic of the Philippines
EAST-WESTBOUND TERMINALS & PUBLIC MARKET
Cagayan de Oro City
Tel. Nos. (088) 850-5377
ewtpm2016@gmail.com

**cagayan
de Oro**
city of golden friendship

1st Indorsement
08 February 2019

Respectfully forwarded to **HON. IAN MARK Q. NACAYA**, City Councilor/ Majority Floor Leader/ City Economic Enterprise Committee Chairman the herein attached Leased Contract for Rural Transit Mindanao Incorporated (RTMI) and Super Five Bus Line, as reviewed by the City Legal Office, for your perusal.


JOCELYN Q. PEÑALOSA
Officer In-Charge,
East-Westbound Terminals & Public Market

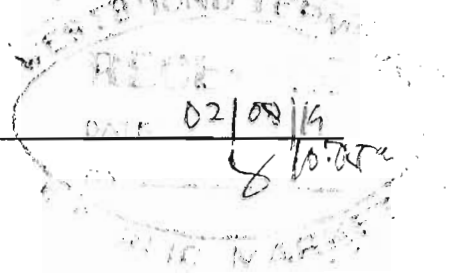


Republic of the Philippines
City of Cagayan de Oro
CITY LEGAL OFFICE

1st Floor, Executive Building
City Hall Compound, Capistrano Hayes Street
Cagayan de Oro City, Philippines
www.cagayandoro.gov.ph
Telephone Number: +63 88 8572260, Email: citylegal_cdo@yahoo.com

**cagayan
de Oro**

city of golden friendship



3rd INDORSEMENT
06 February 2019

Respectfully forwarded to **MS. JOCELYN Q. PEÑALOSA**, OIC-EWTPM the herein attached Leased Contract for Rural Transit Mindanao Incorporated (RTMI) and Super 5 bus line, with information that after review, this Office finds the same to be in legal order, **thus should the City Government be amenable to the terms and conditions**, then this Office recommends that the it be duly indorsed to the Honorable Members of the City Council for their favorable consideration, with a request for an Ordinance authorizing the City Mayor to enter into and sign the same be duly enacted.

For your information and appropriate action.



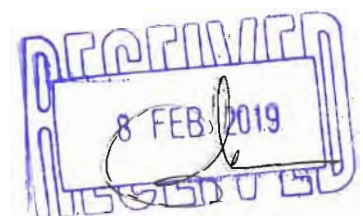
ATTY. REYMOND Q. VILLABLANCA
Assistant City Legal Officer

Noted by:



ATTY. JOSE B. SABANAL
Executive Overseer

#101-1102-0209-19



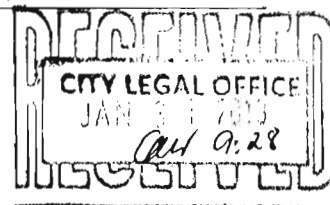
3:50 PM



Republic of the Philippines
EAST-WESTBOUND TERMINALS & PUBLIC MARKET
Cagayan de Oro City
Tel. Nos. (088) 850-5377
ewtpm2016@gmail.com

**cagayan
de Oro**
city of golden friends

2nd Endorsement
31 January 2019



Respectfully forwarded to **Atty. REYMOND Q. VILLABLANCA**, Assistant City Legal Officer of Cagayan de Oro City the herein attached Lease Contracts of Rural Transit Mindanao Incorporated ("RTMI") and SUPER5 Bus Line has already been checked and corrected.

Respectfully,


JOCELYN Q. PEÑALOSA
Officer In-Charge,
East-Westbound Terminals & Public Market

LEASE CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

'This **CONTRACT OF LEASE** made and entered this ____ day of _____, in the City of Cagayan de Oro, by and between:

'The City Government of Cagayan de Oro, a local government unit duly created and existing by virtue of Republic Act No. 521, herein represented by **Hon. OSCAR S. MORENO**, City Mayor, by virtue of City Council Ordinance No. _____ dated _____, of legal age, married, Filipino citizen and a resident of Cagayan de Oro City, hereinafter known and referred to as the **LESSOR**.

- and -

RURAL TRANSIT MINDANAO INCORPORATED (RTMI), a corporation duly organized and existing under and by virtue of the laws of the Philippines and having its principal office at Bulua, Cagayan de Oro City, represented by **JOHN DEL CASTILLO**, Branch Manager, hereinafter known as the **LESSEE**:

'WITNESSETH

'That the **LESSOR** is the Owner of East-Westbound Terminal and Public Market situated at Barangay Bulua, this City;

That the **LESSEE** is a legitimate public utility bus operator with valid and approved Certificates of Public Convenience granted by Land Transportation Franchising & Regulatory Board;

That the **LESSOR** is willing to grant unto the **LESSEE** the right to lease a portion of the Westbound Bus Terminal, specifically Bays One (1) to Fifteen (15) and 22 to 23 (hereinafter collectively referred to as the "Leased Premises") with all facilities therein;

That the **LESSEE** hereby agrees to lease the Leased Premises from the **LESSOR**;

That for and in consideration of the Departure Fees which the **LESSEE** shall pay to the **LESSOR**, the **LESSOR** hereby transfers and awards unto the **LESSEE**, by way of lease the Leased Premises, as on lease package, the management of which, shall still be retained by the **LESSOR** under the following terms and conditions:

1. The term of this lease is three (3) year commencing on _____ and expiring on _____, renewable at the option of the **LESSOR**;
2. That in consideration thereof the **LESSEE** shall pay to the **LESSOR** the sum of **FIFTY PESOS ONLY (50.00)**, Philippine Currency for every bus unit that enters the Leased Premises and uses the Bay Area. It is hereby agreed and understood that the **LESSEE** shall submit their Monthly Payment duly verified through their respective Monthly Actual Dispatch Report duly signed by the Authorized Finance Officer and Branch Manager. Also, payment of Bus Departure Fee herein stipulated shall be paid directly to the assigned collector from Westbound Terminal & Public Market Office upon collection every 7th day of the month, non-demandable, without the necessity of express demand and without delay on any ground whatsoever;
3. That the **LESSEE** shall pay the necessary licenses, taxes, fees, and other imposition that may be imposed, levied and collected by duly constituted authorities, specifically those imposed by the City Government of Cagayan de Oro, before the **LESSEE** shall be allowed to use or take possession of the Leased Premises;
4. That it is expressly agreed that the **LESSEE** shall not start or proceed with any repair work, extend the area, occupy more base/alleys as allowed nor in any case introduce improvement or make any alteration in Leased Premises without prior written consent and approval of the **LESSOR**; and that in case of permitted improvements or alteration, the same shall not be removed therefrom but shall belong to and becomes the exclusive property of the **LESSOR**, without any right of reimbursement on the part of the **LESSEE**;

5. That the **LESSEE** shall comply with all sanitary rules and safety regulations which are promulgated by the duly constituted authorities and those that may be imposed from time to time by the **LESSOR** and to keep and maintain the Leased Premises in clean and sanitary condition and dispose all rubbish or garbage only thru the means and places indicated by the **LESSOR** for the purpose;
6. That the **LESSEE** shall not park any of their public utility vehicles at any area specifically alleys or passageways around Westbound Terminal & Public Market except for its designated bays;
7. That the **LESSEE** understands that the Leased Premises are designated for arrival and departure loading and unloading purposes only, and shall not be used as parking or garage of their bus units;
8. That the **LESSOR** shall assist the **LESSEE** in the maintenance of peace and order within the Leased Premises, and for this purpose, the **LESSEE** shall provide its passenger aides, security guards or bus conductors with metal bomb detectors to be used in scanning or frisking passengers and cargoes of each departing and arriving buses for bombs and other deadly weapons;
9. That the **LESSEE** shall, within two (2) days from the date of award, furnish three (3) copies of the pictures of its Branch Manager as well as (2) copies of the pictures of the helpers employed by the **LESSEE**, to the Westbound Terminal and Public Market ("WTPM") Manager; and that the pictures of the **LESSEE's**, Branch Manager and helpers shall be displayed in a conspicuous place as indicated by the WTPM Manager;
10. That the **LESSEE** shall require its employee/s to wear their Company ID upon entering the premises of the Westbound Terminal & Public Market and to log-in the logbook prepared by the WTPM Manager for identification purposes;
11. That the **LESSEE** hereby expressly agrees and warrants that the Leased Premises shall be used exclusively for the purpose of conducting business as specified hercof, and the said **LESSEE** is strictly prohibited from using the Leased Premises for any other purpose or business without the prior written consent of the **LESSOR**;
12. That the **LESSEE** shall not directly or indirectly sublease, assign, transfer, convey mortgage or in any way encumber its privilege of lease over the Leased Premises or any portion thereof under any circumstances whatsoever, or, shall allow any person to conduct business thereat by tolerance, thus, any agreement or contract that may be made in violation of this clause shall be null and void;
13. That the **LESSEE** agrees to undertake the cost and expenses for the minor repairs required by the Leased Premises as a result of ordinary wear and tear; but cost and expenses of major repairs shall be assumed by the **LESSOR**, provided that the **LESSEE** informs and has secured the **LESSOR's** consent prior to any repair being undertaken by the **LESSEE**;
14. That the **LESSEE** shall comply with any and all laws, ordinances, regulations or orders of the National or City Government authorities arising from or regarding the use, occupation and sanitation of the Leased Premises, which are deemed an integral part of this instrument. Failure to comply with said laws, ordinances, regulations or orders shall constitute a violation of this contract;
15. That the **LESSEE** expressly agrees to strictly abide with all the regulations and orders which may be given, from time to time, by the **LESSOR** to all existing tenants and **LESSEE's** of the Westbound Terminal and Public Market;
16. That the **LESSOR** or its duly organized representatives shall have the right to inspect the Leased Premises at any reasonable hour of the day and night;

17. The failure of the **LESSOR** to insist upon a strict performance of any of the terms, conditions and covenants hereof shall not be deemed a relinquishment or waiver of any right nor it shall be construed as a waiver of any subsequent breach or default of the terms and conditions herein contained. No waiver by the **LESSOR** shall be deemed to have been made unless expressed in writing and signed by the **LESSOR**;
18. That the **LESSEE** shall notify in writing the **LESSOR** at least Sixty (60) days in advance should the **LESSEE** decide to vacate the Leased Premises;
19. That in case the **LESSEE** fails to pay its obligations herein, this contract of lease shall automatically be terminated and rescinded. Consequently, the **LESSEE** agrees that the Leased Premises shall be vacated peacefully by the **LESSEE** without any need for formal notice or demand. Upon such cancellation of the contract of lease, the **LESSEE** hereby grants to the **LESSOR** the legal right to enter and take possession of the Leased Premises as though the term of this contract of lease has expired;
20. That the cost for electric and water consumption in the Leased Premises shall be shouldered by the **LESSEE**, the amount of which shall be arrived at using the method of computation that the **LESSOR** may deem fit to adopt and implement;
21. That the violation by the **LESSEE** of any of the terms and conditions herein shall *ipso facto* cause the rescission of the contract of lease; and
22. That in case of litigation, the venue of all actions between the parties herein shall exclusively be laid before the proper courts, tribunals, or quasi-judicial bodies of Cagayan de Oro City.

IN WITNESS WHEREOF, we have hereunto set our hands in Cagayan de Oro City, Philippines, this _____ day of _____, 20_____;

CITY OF CAGAYAN DE ORO
LESSOR

RURAL TRANSIT MINDANAO, INC. (RTMI)
LESSEE

By:

By:

HON. OSCAR S. MORENO
City Mayor

JOHN DEL CASTILLO
BRANCH MANAGER

Signed in the Presence of:

ACKNOWLEDGMENT

Before me, a Notary Public, this _____ day of _____, 2018 in the City of Cagayan de Oro, Philippines personally appeared:

HON.OSCAR S. MORENO, City Mayor of Cagayan de Oro, with Passport No.P5778798A, valid until 25 January 2028, issued at Cagayan de Oro City.

-and-

JOHN DEL CASTILLO, with Identification No. _____, issued at Cagayan de Oro City on _____

Known to be the same persons who executed the foregoing CONTRACT OF LEASE, consisting of four pages including this page and they acknowledge before me that the same is the free and voluntary act and deed of the parties, including that of their respective principals.

IN WITNESS MY AND SEAL, on the date and at the place first above written

Notary Public

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

LEASE CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

This **CONTRACT OF LEASE** made and entered this ____ day of _____, in the City of Cagayan de Oro, by and between:

The City Government of Cagayan de Oro, a local government unit duly created and existing by virtue of Republic Act No. 521, herein represented by **Hon. OSCAR S. MORENO**, City Mayor, by virtue of City Council Ordinance No. _____ dated _____, of legal age, married, Filipino citizen and a resident of Cagayan de Oro City, hereinafter known and referred to as the **LESSOR**.

- and -

SUPER 5 TRANSPORT, a corporation duly organized and existing under and by virtue of the laws of the Philippines and having its principal office at Bulua, Cagayan de Oro City, represented by **PAUL P. PADAYHAG**, Manager, hereinafter known as the **LESSEE**;

‘WITNESSETH

That the **LESSOR** is the Owner of Westbound Terminal and Public Market situated at Barangay Bulua, this City;

That the **LESSEE** is a legitimate public utility bus operator with valid and approved certificates of Public Convenience granted by Land Transportation Franchising & Regulatory Board;

That the **LESSOR** is willing to grant unto the **LESSEE** the right to lease a portion of the Westbound Bus Terminal, specifically Bays Sixteen to Twenty and One Ticket Booth marked and identified as Booth No. 04 (hereinafter collectively referred to as the “Leased Premises”) with all facilities therein;

That the **LESSEE** hereby agrees to lease the Leased Premises from the **LESSOR**;

That for and in consideration of the Departure Fees which is the **LESSEE** shall pay to the **LESSOR**, the **LESSOR** hereby transfer and award unto the **LESSEE**, by way of lease the Leased Premises, as on lease package, the management of which, shall still be retained by the **LESSOR** under the following terms and conditions:

1. The term of this lease is three (3) year commencing on _____ and expiring on _____, renewable at the option of the **LESSOR**;
2. That in consideration thereof the **LESSEE** shall pay to the **LESSOR** the sum of **FIFTY PESOS ONLY (50.00)**, Philippine Currency for every bus unit that enters the Leased Premises and uses the Bay Area. It is hereby agreed and understood that the **LESSEE** shall submit their Monthly Payment duly assessed through their respective Monthly Actual Dispatch Report duly signed by the Authorized Finance Officer and Branch Manager. Also, payment of Bus Departure Fee herein stipulated shall be paid to the office directly of East-Westbound Terminals & Public Market Office upon collection every 7th of the month, non-demandable and without the necessity of express demand and without delay on any ground whatsoever;
3. That the **LESSEE** shall pay the necessary licenses, taxes, fees, and other imposition that may be imposed, levied and collected by duly constituted authorities, specifically those imposed by the City Government of Cagayan de Oro; before the **LESSEE** shall be allowed to use or take possession of the Leased Premises;
4. That it is expressly agreed that the **LESSEE** shall not start or proceed with any repair work, extend the area, occupy more base/alleys as allowed nor in any case introduce improvement or make any alteration in Leased Premises without prior written consent and approval of the **LESSOR**; and that in case of permitted improvements or alteration, the same shall not be removed therefrom but shall belong to and becomes the exclusive property of the **LESSOR**, without any right of reimbursement on the part of the **LESSEE**;

5. That the **LESSEE** shall comply with all sanitary rules and safety regulations which are promulgated by the duly constituted authorities and those that may be imposed from time to time by the **LESSOR** and to keep and maintain the Leased Premises in clean and sanitary condition and dispose all rubbish or garbage only thru the means and places indicated by the **LESSOR** for the purpose;
6. That the **LESSEE** shall not park any of their public utility vehicles at any areas specifically alleys or passageways around Westbound Terminal & Public Market except for its designated bays;
7. That the **LESSEE** understands that the Leased Premises are designated for arrival and departure loading and unloading purposes only, and shall not be used as parking or garage of their bus units;
8. That the **LESSOR** shall assist the **LESSEE** in the maintenance of peace and order within the Leased Premises, and for this purpose, the **LESSEE** shall provide its passenger aides, security guards or bus conductors with metal bomb detectors to be used in scanning or frisking passengers and cargoes of each departing and arriving buses for bombs and other deadly weapons;
9. That the **LESSEE** shall, within two (2) days from the date of award, furnish three (3) copies of the pictures of its Branch Manager as well as (2) copies of the pictures of the helpers employed by the **LESSEE**, to the East-Westbound Terminal and Public Market ("EWTPM") Manager; and that the pictures of the **LESSEE's**, Branch Manager and helpers shall be displayed in a conspicuous place as indicated by the EWTPM Manager;
10. That the **LESSEE** shall require its employee/s to wear their Company ID upon entering the premises of the East-Westbound Terminals & Public Market and to log-in the logbook prepared by the EWTPM Manager for identification purposes;
11. That the **LESSEE** hereby expressly agrees and warrants that the Leased Premises shall be used exclusively for the purpose of conducting business as specified hereof, and the said **LESSEE** is strictly prohibited from using the Leased Premises for any other purpose or business without the prior written consent of the **LESSOR**;
12. That the **LESSEE** shall not directly or indirectly sublease, assign, transfer, convey mortgage or in any way encumber its privilege of lease over the lease Premises or any portion thereof under any circumstances whatsoever, or, shall allow any person to conduct business thereat by tolerance, thus, any agreement or contract that may be made in violation of this clause shall be null and void;
13. That the **LESSEE** agrees to undertake the cost and expenses for the minor repairs required by the Leased Premises as a result of ordinary wear and tear but cost and expenses of major repairs shall be assumed by the **LESSOR**, provided that the **LESSEE** informs and has secured the **LESSOR's** consent prior to any repair being undertaken by the **LESSEE**;
14. That the **LESSEE** shall comply with any and all laws, ordinances, regulations or orders of the National or City Government authorities arising from or regarding the use, occupation and sanitation of the Leased Premises, which are deemed an integral part of this instrument. Failure to comply with said laws; ordinances, regulations or orders shall constitute a violation of this contract;
15. That the **LESSEE** expressly agrees to strictly abide with all the regulations and orders which may be given, from time to time, by the **LESSOR** to all existing tenants and **LESSEE's** of the westbound Terminal and Public Market;
16. That the **LESSOR** or its duly organized representatives shall have the right to inspect the Leased Premises at any reasonable hour of the day and night;

17. The failure of the **LESSOR** to insist upon a strict performance of any of the terms, conditions and covenants hereof shall not be deemed a relinquishment or waiver of any right nor it shall be construed as a waiver of any subsequent breach or default of the terms and conditions herein contained. No waiver by the **LESSOR** shall be deemed to have been made unless expressed in writing and signed by the **LESSOR**;
18. That the **LESSEE** shall notify in writing the **LESSOR** at least Sixty (60) days in advance should the **LESSEE** decide to vacate the Leased Premises;
19. That in case the **LESSEE** fails to pay its obligations herein, this contract of lease shall automatically be terminated and rescinded. Consequently, the **LESSEE** agrees that the Leased Premises shall be vacated peacefully by the **LESSEE** without any need for formal notice or demand. Upon such cancellation of the contract of lease, the **LESSEE** hereby grants to the **LESSOR** the legal right to enter and take possession of the Leased Premises as though the term of this contract of lease has expired;
20. That the cost for electric and water consumption in the Leased Premises shall be shouldered by the **LESSEE** the amount of which shall be arrived at using the method of computation that the **LESSOR** may deem fit to adopt and implement;
21. That the violation by the **LESSEE** of any of the terms and conditions herein shall *ipso facto* caused the rescission of the contract of lease; and
22. That in case of litigation, the venue of all actions between the parties herein shall exclusively be laid before the proper courts, tribunals, or quasi-judicial bodies of Cagayan de Oro City.

‘IN WITNESS WHEREOF, we have hereunto set our hands in Cagayan de Oro City, Philippines, this _____ day of _____, 20_____;

CITY OF CAGAYAN DE ORO
LESSOR

SUPER 5 TRANSPORT
LESSEE

By:

By:

HON. OSCAR S. MORENO
City Mayor

PAUL P. PADAYHAG
MANAGER

Signed in the Presence of:

ACKNOWLEDGMENT

Before me, a Notary Public, this _____ day of _____, 2018 in the City of Cagayan de Oro, Philippines personally appeared:

HON. OSCAR S. MORENO, City Mayor of Cagayan de Oro, with Passport No.P5778798A, VALID UNTIL 25 January 2028, issued at Cagayan de Oro City.

-and-

PAUL P. PADAYHAG, with Identification No. _____, issued at Cagayan de Oro city on _____

Known to be the same persons who executed the foregoing CONTRACT OF LEASE, consisting of four pages including this page and they acknowledge before me that the same is the free and voluntary act and deed of the parties, including that of their respective principals.

IN WITNESS MY AND SEAL, on the date and at the place first above written

‘Notary Public

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

