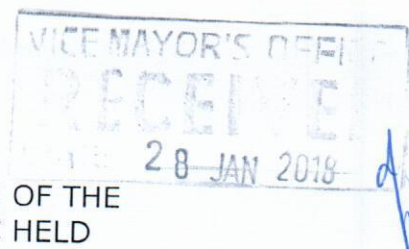


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON JANUARY 24, 2019

PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Vincent L. Rama,	SP Member, Majority Floor Leader
Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"
Benjamin S. Pongos, Jr.,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Gregorio G. Yrastorza III,	SP Member
Nolito M. Quilang,	SP Member
Lea Doris C. Villar,	SP Member, Asst. Minority Floor Leader
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President,
	Liga ng mga Barangay ng Ormoc
Jasper C. Yerro,	Ex-Officio SP Member, Chapter President,
	Panlungsod Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON OFFICIAL BUSINESS:

Tomas R. Serafica,	(Acting City Mayor),
	SP Member, Asst. Majority Floor Leader

ON LEAVE:

John Eulalio Nepomuceno O. Aparis II,	SP Member
	Minority Floor Leader

**RESOLUTION NO. 2019-023**

**A RESOLUTION GRANTING AUTHORITY TO THE CITY  
MAYOR RICHARD I. GOMEZ OR THE ACTING CITY  
MAYOR TO ENTER INTO AND SIGN THE  
MEMORANDUM OF AGREEMENT (MOA) FOR AND ON  
BEHALF OF THE LOCAL GOVERNMENT UNIT OF  
ORMOC (LGU-ORMOC) WITH THE DEPARTMENT OF  
EDUCATION (DEPED) - ORMOC CITY DIVISION  
RELATIVE TO THE FINANCIAL ASSISTANCE  
NECESSARY FOR VARIOUS PURPOSES FOR THE  
EASTERN VISAYAS REGIONAL ATHLETIC  
ASSOCIATION (EVRAA) 2019 DEPED ORMOC CITY  
DIVISION HOSTING.**

WHEREAS, this Fourteenth Sangguniang Panlungsod was in receipt of an Indorsement dated January 23, 2019 from the Office of the City Mayor, endorsing a request for the issuance of an authority for the City Mayor to enter into and sign the Memorandum of Agreement (MOA) to be entered into by and between the Local Government Unit of Ormoc (LGU-Ormoc) and the Department of Education (DepEd) - Ormoc City Division and further classifying the same as EXTREMELY URGENT, a copy of said MOA is hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, DepEd is a national government agency responsible for the implementation of the basic education system of the Philippines including the promotion of physical education and school sports as integral components of the Basic Education Curriculum, pursuant to Republic Act no. 9155, otherwise known as The Basic Education Act of 2011;



WHEREAS, under Section 19, Article XIV of the 1987 Philippine Constitution declares that the State shall promote physical education and encourage sports programs, league competitions and amateur sports, including training for international competitions, to foster self-discipline, teamwork, and excellence for the development of a healthy and alert citizenry;

WHEREAS, under the same section, it also provides that all educational institutions shall undertake regular sports activities throughout the country in cooperation with athletic clubs and other sectors;

WHEREAS, pursuant to Republic Act No. 10588, otherwise known as the Palarong Pambansa Act of 2013, DepEd- Ormoc City is mandated under the State's policy to promote physical education and encourage sports programs, league competitions and amateur sports including the support of programs that will improve and serve as sports opportunities to improve the physical, intellectual and social well-being of the youth;

WHEREAS, in its implementation of its Programs and Projects in Sports, DepEd – Ormoc City will be hosting the EVRAA 2019 this coming March in Ormoc City to be participated by all public and private elementary and secondary schools, Schools Divisions Offices and Regional Office in Region VIII;

WHEREAS, if there is one best means to develop the highest human potential in mind and body, and the best tool to transcend social, political and cultural differences, it is sports and that if education teaches values, sports practices values;

WHEREAS, LGU – Ormoc acknowledges and supports programs that shall improve and promote EVRAA as the primary avenue for providing in-school sports opportunities to improve the physical, intellectual, and social well-being of the youth;

WHEREAS, Ormoc City, under the current administration, has created a healthy and progressive sports community with the strong support and vision of its Local Chief Executive for Ormoc City sports and continues its thrust to develop strong and consistent sports plans, programs, projects and activities;

WHEREAS, LGU – Ormoc and DepEd – Ormoc City both recognize the need to work together in order to achieve the success of the 2019 EVRAA Meet in Ormoc City;

WHEREAS, on January 23, 2019, the Local School Board (LSB) thru Resolution No. 01, Series of 2019, had approved the Memorandum of Agreement (MOA) of the financial assistance to DepEd amounting to Five Million Six Hundred Thousand Pesos (Php 5,600,000.00) for the kitchen, mess hall and water system of the EVRAA 2019 billeting, a copy of said Resolution is hereto attached as Annex "B" and made an integral part hereof;

WHEREAS, in a Certification issued by Ms. Sabrina P. Duero, City Budget Officer, Ms. Rosario G. Serafica, City Accountant, and Engr. Raoul E. Cam, City Planning and Development Coordinator, the amount of Five Million Six Hundred Thousand Pesos (Php 5,600,000.00) is available under the Office of the City Mayor CY 2019 MOOE appropriation for said EVRAA expenses, a copy of said Certification is hereto attached as Annex "C" and made an integral part hereof;



WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor, deems that the MOA and the subject financial assistance is necessary, justifiable and reasonable to ensure the success of the conduct of the 2019 EVRAA Meet as host and support the City's commitment to foster sportsmanship and integrity towards sports excellence and global competitiveness of young athletes throughout the Region, furthermore, it indeed is not contrary to law, existing contracts, public policy, customs and morals, vital and therefore, is most deserving of this august Body's prompt and favorable consideration;

WHEREFORE, on joint motion of SP Member Benjamin S. Pongos Jr., Chairman, Committee on Laws and Ordinances and SP Member Nolito M. Quilang, Chairman, Committee on Education and Manpower Development, severally seconded by SP Members Vincent L. Rama, Gregorio G. Yrastorza III, Eusebio Gerardo S. Penserga, Esteban V. Laurente and Jasper C. Yerro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) FOR AND ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC) WITH THE DEPARTMENT OF EDUCATION (DEPED) - ORMOC CITY DIVISION RELATIVE TO THE FINANCIAL ASSISTANCE NECESSARY FOR VARIOUS PURPOSES FOR THE EASTERN VISAYAS REGIONAL ATHLETIC ASSOCIATION (EVRAA) 2019 DEPED ORMOC CITY DIVISION HOSTING;


ADOPTED, January 24, 2019.

RESOLVED, FURTHER, that a copy of the final and notarized Memorandum of Agreement (MOA) be furnished to this Sanggunian for its information and files;

RESOLVED, FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Josephine Mejia-Romero; Department of Education (DepEd) Ormoc City thru Dr. Manuel P. Albaño, Schools Division Superintendent; the OIC-City Director, DILG; and other offices concerned for their information and guidance;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.

  
NANCY I. LOPENA  
(OIC - SP Secretary)  
Local Legislative Staff Officer V

ATTESTED:

  
LEO CARMELO L. LOCSIN, JR.  
City Vice Mayor & Presiding Officer



## MEMORANDUM OF AGREEMENT

This Memorandum of Understanding made and entered into by and between:

The **DEPARTMENT OF EDUCATION (DepEd)-ORMOC CITY DIVISION**, a national government agency duly organized and existing under the laws of the Philippines with office address at Narra St., Brgy. Don Felipe Larrazabal, Ormoc City, Philippines, duly-represented herein by its Schools Division Superintendent, **MANUEL P. ALBAÑO, Ph.D., CESO V**, hereinafter referred to as "**DEPED-ORMOC CITY**";

-and-

The **CITY GOVERNMENT OF ORMOC**, a Local Government Unit (LGU) and a political subdivision of the National Government existing under the laws of the Philippines with office address at Anubing St., Brgy. Cogon, Ormoc City, Leyte, represented by its City Mayor, **RICHARD I. GOMEZ**, hereinafter referred to as "**LGU-ORMOC**".

## WITNESSETH THAT:

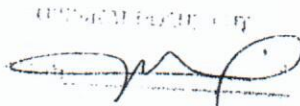
**WHEREAS**, **DEPED-ORMOC CITY** is a national government agency responsible for the implementation of the basic education system of the Philippines including the promotion of physical education and school sports as integral components of Basic Education Curriculum, pursuant to R.A. 9155, otherwise known as "The Basic Education Act of 2011;

**WHEREAS**, Section 19, Article XIV of the 1987 Philippine Constitution declares that the State shall promote physical education and encourage sports programs, league competitions, and amateur sports, including training for international competitions, to foster self-discipline, teamwork, and excellence for the development of a healthy and alert citizenry. And that all educational institutions shall undertake regular sports activities throughout the country in cooperation with athletic clubs and other sectors;

**WHEREAS**, **DEPED-ORMOC CITY**, pursuant to R.A. 10588, is mandated to promote physical education and encourage sports programs, league competitions and amateur sports, including training for international competitions, to foster self-discipline, teamwork and excellence for the development of a healthy and alert citizenry through the institutionalization of the various sports activities;

**WHEREAS**, to strengthen the implementation of Programs and Projects in Sports, **DEPED-ORMOC CITY** will host the Eastern Visayas Athletic Association (EVRAA) 2019 on March 3-8, 2019 in Ormoc City to be participated by all public and private elementary and secondary schools, Schools Divisions Offices and Regional Office in Region VIII;

**WHEREAS**, **LGU-ORMOC** is a local government unit that acknowledges and supports programs that shall improve and promote the EVRAA as the primary avenue for providing in-school sports opportunities to improve the physical, intellectual and social well-being of the youth;



WHEREAS, LGU-Ormoc and **DEPED-ORMOC CITY** recognizes the principle of local autonomy and integrated development and that there is a need to coordinate national government policies and programs with those of LGUs in order to realize the common objective of developing grassroots sports programs and ensuring the coordinated efforts of various Government entities to this end;

WHEREAS, Local Government Code provides that the City Mayor, as Chief Executive of the City government, shall exercise such powers and perform such duties and functions as provided by this Code and other laws or efficient, effective and economical governance the purpose of which is the general welfare of the city and its inhabitants pursuant to Section 16 of the Code, and shall exercise general supervision and control over all programs, projects, services, and activities of the city government, and in this connection;

WHEREAS, LGU-ORMOC, in order to achieve and accomplish the EVRAA 2019 Meet, shall allocate in favor of DepEd-Ormoc an amount of **FIVE MILLION SIX HUNDRED THOUSAND PESOS (P5,600,000.00)** emanating from the General Fund of the CITY GOVERNMENT OF ORMOC;

NOW THEREFORE, for and in consideration of the foregoing premises and of their mutual covenants hereinafter set forth, the parties have agreed as follows:

Article I

GENERAL OBLIGATIONS OF THE PARTIES

A. DepEd-Ormoc, shall undertake the following obligations:

- 1) To coordinate with the Regional Office as the organizing Committee/Board which shall prepare and supervise the EVRAA 2019 Meet;
- 2) To coordinate with the local government units for the necessary security provisions and measures, transportation and communication provisions, and other requirements for the conduct of the EVRAA meet including the playing facilities and billeting quarters for the regional delegations and national technical officials;
- 3) To conduct technical inspection and monitor the readiness of the sports facilities of the 2019 EVRAA in coordination with Regional Office and CITY OF ORMOC;
- 4) To ensure the availability of standard technical equipment, materials and supplies for the different sports events according to the specifications prescribed by the Technical Management and Games Administration Committee;
- 5) To provide technical support and assistance in the repair and rehabilitation of DepEd schools and playing venues for the readiness of the playing areas;

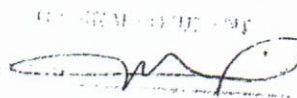
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



- 6) To directly provide the CITY OF ORMOC with technical assistance through existing DEPED information and communication Mechanism for immediate response to inquiries;
- 7) To provide focal persons or liaison officers or committees that will coordinate with the CITY OF ORMOC;
- 8) To assist CITY OF ORMOC in the massive advocacy campaign of the event;
- 9) To provide conveniently locate billeting areas/quarters for all the delegations and technical officials;
- 10) After the EVRAA 2019, provide assistance in the formulation and support of sports programs in CITY OF ORMOC to ensure the maximum utilization of the sports facilities and extensive preparations of athletes for the Eastern Visayas Regional Athletic Association (EVRAA) and Palarong Pambansa.

B. LGU-Ormoc, as a local government unit, shall undertake the following obligations for the holding of the Division Meet:

- (1) After the signing of this Memorandum of Agreement (MOA), release the funds in full to DepEd-Ormoc amounting to **FIVE MILLION SIX HUNDRED THOUSAND 100 PESOS (P 5,600,000.00)**, which shall be disbursed for the sole and exclusive purpose of providing a billeting area for the EVRAA 2019, such as but not limited to:
  - a. Construction, renovation of billeting quarters;
  - b. Maintenance of billeting areas/quarters for all the delegations and technical officials;
  - c. Provision of round-the-clock PNP security in all billeting areas;
  - d. Other expenses similar to the foregoing.
- (2) To provide focal persons or liaison officers or committees that will coordinate with DEPED on the day-to-day operation(s) of the EVRAA 2019;
- (3) To determine the specific sports/discipline to which the CITY OF ORMOC will have intervention;
- (4) To extend technical support and assist in the sourcing of funds for the necessary expenses in the holding of the event, including those to be utilized for construction, renovation of sports facilities, and other infrastructural requirements;
- (5) To coordinate with DepEd the technical aspects of the facilities for the different sports events;



- (6) To ensure the availability of technical facilities and/or playing venues which are of international standards or, whenever available, those that were used in recent competition, well-secured, accessible and free to the general viewing public, with grandstands, bleachers or viewing areas, accessible to public transportation and communication;
- (7) To assist in the maintenance of amenities and basic requirements as may be agreed upon in writing the future;
- (8) To provide round-the-clock PNP security in all playing venues to ensure peace and order situation; and
- (9) To assist in the availability of standard technical equipment, materials and supplies for the different sports events which are in accordance with the specifications prescribed by the Technical Management and Games Administration Committee.

#### Article 2

##### Capacity and Authorization

The parties herein warrant that they have the capacity, power and requisite authorization to enter into this Understanding.

#### Article 3

##### Rendition of Accounting

DEPED-ORMOC CITY shall liquidate the funds it receives and LGU ORMOC shall demand refund of unused funds or savings after the completion in accordance with appropriate accounting rules and auditing laws, rules and regulations and in such formalities as may be required by law.

Considering that the foregoing allocation is an outright expense, the LGU affirms that funds are available and are, or will be, duly allocated to ~~DEPED-ORMOC CITY~~.

#### Article 4

##### No Strict Construction

The Parties acknowledge that they have agreed amongst each other in good faith and at arm's length with respect to the terms, conditions and provisions hereof, that each party has determined for himself or herself that this *Memorandum of Understanding* is fair and reasonable, that the words and phrases in this Understanding express the true intentions of the Parties so that no rules of strict construction should be applied in interpreting and construing this Understanding.

#### Article 5

##### Separability Clause

If any provision of the Understanding shall be held invalid or contrary to law, the validity of the other terms and conditions hereof shall not be affected thereby and shall continue to be in full force and effect. However, should the severance alter the basic nature of this Understanding, or is contrary to public policy, the entire Understanding will be rendered invalid.

#### Article 6

##### Repealing Clause

This memorandum of Understanding supersedes any and all prior agreements and understanding, otherwise oral or in writing, entered into between the parties, and may not be modified, amended, or altered hereinafter, except, by written due authority and/or agreement thereto by the parties to herein Agreement.

#### Article 7

##### Effectivity and Termination

This memorandum of Understanding shall become effective immediately upon signing of the parties hereof, until terminated at any time by service of notice by either party.

IN WITNESS WHEREOF, the parties have hereunto set their hands on this \_\_\_\_\_ day of \_\_\_\_\_ 2019 at the City of Ormoc, Province of Leyte.

#### DEPARTMENT OF EDUCATION:

Represented by:

**MANUEL P. ALBAÑO, Ph.D., CESO V**  
Schools Division Superintendent

#### CITY GOVERNMENT OF ORMOC

Represented by:

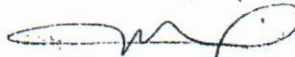
**HON. RICHARD I. GOMEZ**  
City Mayor

Signed in the Presence of:

\_\_\_\_\_  
(Signature over Printed Name)

\_\_\_\_\_  
(Signature over Printed Name)

VERIFIED TRUE COPY OF  
THE ORIGINAL







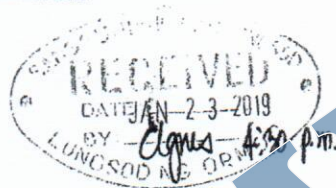
Republic of the Philippines  
Ormoc City

RECEIVED  
DATE: 1-23-19  
TIME: 2:25  
SIGNATURE: *James*

CERTIFICATION

THIS IS TO CERTIFY that the amount of **FIVE MILLION SIX HUNDRED THOUSAND PESOS (P5,600,000.00)** is available under the Office of the City Mayor CY 2019 MOOE appropriation for this year's EVRAA expenses as per Memorandum of Agreement with Deped-Ormoc City Division.

Issued this 23rd day of January, 2019.



*[Signature]*  
**SABRINA P. DUERO**  
City Budget Officer

*[Signature]*  
**RAOUL E. CAM**  
City Planning & Development Coordinator

*[Signature]*  
**ROSARIO G. SERAFICA**  
City Accountant

DEMO COPY





Republic of the Philippines  
City of Ormoc  
**LOCAL SCHOOL BOARD**



Begun and held at City Mayor's Office Conference Room, New Ormoc City Hall, Ormoc City, on the 23<sup>rd</sup> day of January 2019.

**RESOLUTION NO. 2019- 01**

**A RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT OF THE FINANCIAL ASSISTANCE TO DEPED AMOUNTING TO 5.6-MILLION FOR THE KITCHEN, MESS HALL, AND WATER SYSTEM OF EVRAA 2019 BILLETING;**

WHEREAS, during the Local School Board meeting held on January 23, 2019, School Division Superintendent (SDS) Dr. Manuel P. Albaño, representing DEPED Ormoc City Division requested for financial support amounting to 5.6-Million pesos needed for the "temporary construction of the following basic facilities: kitchen, mess hall, and water system";

WHEREAS, the draft Memorandum of Agreement has already been reviewed by the City Legal Officer Atty. Joy Romero who said that there are "no provisions in the MOA that are contrary to law, provided that the funds are available and that funds shall be liquidated in accordance to the existing accounting and auditing rules";

WHEREAS, board agreed that given the time constraint and in order to hasten the process of preparation of our EVRAA 2019 hosting, financial assistance scheme should be deemed necessary;


NOW, THEREFORE, upon the motion of Teachers' Association Representative Cezar Garcia duly seconded by PTA Federation President Quinciano Palacio, with no objection from the members, and approved by the presiding officer, be it:


**RESOLVED, AS IT HEREBY RESOLVED, TO PASS A RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT OF THE FINANCIAL ASSISTANCE TO DEPED AMOUNTING TO 5.6-MILLION FOR THE KITCHEN, MESS HALL, AND WATER SYSTEM OF EVRAA 2019 BILLETING;**

RESOLVED FURTHER to furnish copies of this resolution to the City Mayor, DepEd, City Accountant, City Treasurer, City Budget Officer, City Engineering Office, City Legal Office, Sangguniang Panlungsod, and Local School Board Members.

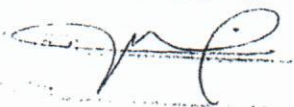
Effectivity: This resolution shall take effect immediately after its approval.

APPROVED this 23<sup>rd</sup> day of January 2019 in Ormoc City.

  
HON. NOLITO M. QUILANG  
Member  
SP Committee on Education

  
MS. ALICIA DIMAPINGUN  
Member  
OIC-City Treasurer


ATTEST:  
CITY CLERK  
CITY OF ORMOC




(Absent)  
MS. MARUJA DEJAÑO  
Member  
President, Non-Teaching (DepEd)

  
MR. CESAR GARCIA  
Member  
President, OCPTSA


  
MR. QUINCIANO PALACIO  
Member  
President, PTCA Federation

  
ATTY. ALYSSA RODRIGUEZ  
Member  
President, OLBA

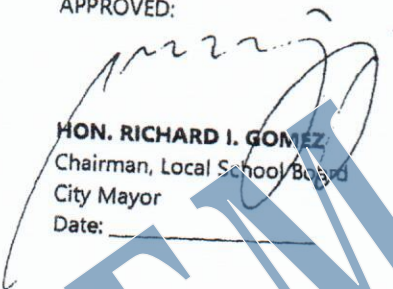
I HEREBY CERTIFY to the correctness of the above-quoted Local School Board Resolution.

  
ROLANDO JHAY R. GASPAR JR.  
Secretary, Local School Board  
City Youth Development Officer

Attested:

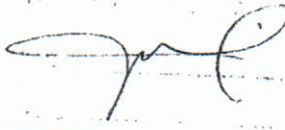
  
MANUEL P. ALBAÑO, Ph.D., CESO V  
Co-chairman, Local School Board  
Schools Division Superintendent

APPROVED:

  
HON. RICHARD I. GOMEZ  
Chairman, Local School Board  
City Mayor  
Date: \_\_\_\_\_

OFFICE OF THE CITY CLERK  
Ormoc City

RECEIVED: \_\_\_\_\_  
DATE: \_\_\_\_\_



ORMOC CITY LOCAL SCHOOL BOARD  
Address: City Youth Development Office -- 3F New Ormoc City Hall, Annubing St. Brgy. Cogon, Ormoc City 6541  
E-mail address: ocydo2017@gmail.com  
Contact no.: +63916-577-1501