

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 MARCH 25, 2019

PRESENT:

Vincent L. Rama,	(OIC-City Vice-Mayor & Temporary Presiding Officer), SP Member, Majority Floor Leader
Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"
Tomas R. Serafica,	SP Member, Asst. Majority Floor Leader
Benjamin S. Pongos, Jr.,	SP Member
Gregorio G. Yrastorza III,	SP Member
Nolito M. Quilang,	SP Member
John Eulalio Nepomuceno O. Aparis II,	SP Member
	Minority Floor Leader
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

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr. (OIC – City Mayor),
City Vice Mayor & Presiding Officer

ON LEAVE:

Eusebio Gerardo S. Penserga,	SP Member
Jasper C. Yerro,	Ex-Officio SP Member, Chapter President, Panlungsod Pederasyon ng mga Sangguniang Kabataan ng Ormoc

RESOLUTION NO. 2019-070

A RESOLUTION GRANTING AUTHORITY TO THE OIC-CITY TREASURER, MS. ALICIA DIMAPINGUN, TO OPEN A SPECIAL BANK ACCOUNT WITH THE DEVELOPMENT BANK OF THE PHILIPPINES – ORMOC BRANCH (DBP-ORMOC) TO FACILITATE FUND TRANSFERS FROM THE DEPARTMENT OF ENERGY (DOE) IN ACCORDANCE WITH DOE DEPARTMENT CIRCULAR NO. 2018-08-0021 AND DOE DEPARTMENT ORDER NO. 2019-01-0001, UNDER THE TRUST FUND AND ACCOUNT NAME, TO WIT:

TRUST FUND	ACCOUNT NAME
REFORESTATION, WATERSHED MANAGEMENT HEALTH AND/OR ENVIRONMENT ENHANCEMENT FUND (RWMHEEF)	ORMOC CITY- EDC-RWMHEEF (ER 1-94)

WHEREAS, the Sangguniang was in receipt of endorsement letter dated March 14, 2019 from the Office of the City Mayor respectfully requesting for the issuance of a Resolution granting Ms. Alicia Dimapingun, OIC-City Treasurer, the authority to open a Trust Bank Account in one of our depository banks, the Development Bank of the Philippines (DBP), for the Reforestation, Watershed Management Health and/or Environment Fund, Ormoc City -EDC-RWMHEEF (ER 1-94) to facilitate the fund transfer in accordance with DC2018-08-0021 and DO2019-01-0001, and further requesting that this matter be treated as extremely urgent;

WHEREAS, Section 5 (i) of Republic Act No. 7638, otherwise known as the "Department of Energy Act of 1992" mandates the Department of Energy (DOE) to devise ways and means of giving direct benefits to the province, city, or municipality, especially the community and people affected, and equitable preferential benefit to the region that hosts the energy resource and/or the energy-generating-facility;

WHEREAS, the DOE promulgated Energy Regulations No. 1-94 (ER 1-94) on August 1, 1994 to operationalize the implementation of Section 5 (i) of Republic Act No. 7638, which regulation provides for the nature of benefits and scope of benefits the community and people affected, the pertinent host local government unit (LGU) shall be entitled to from the energy resource developer or power producer;

WHEREAS, the DOE issued Department Order (DO) Circular No. 2018-08-0021 entitled "*Providing for the Amendments to Rule 29 Part A of the Implementing Rules and Regulations of Republic Act No. 9138*", which took effect on August 23, 2018, to provide the rules and guidelines for the effective administration, management, utilization and implementation of the financial benefits to the host communities;

WHEREAS, pursuant to Section 12 of DO Circular No. 2018-08-0021, the DOE issued Department Order (DO) No. 2019-01-0001 entitled "*Providing the Internal Guidelines and Procedures for the Transfer of Existing Funds in Relation to the Financial Benefits Under ER 1-94*" to facilitate the transfer of existing ER 1-94 funds to qualified distribution utilities and host communities;

WHEREAS, as home to the largest producer of geothermal energy in the country, the Energy Development Corporation (EDC), Ormoc City is considered as a Host LGU as defined by DC2018-08-0021;

WHEREAS, for this reason, in a letter by the DOE to the City Mayor Richard I. Gomez dated February 25, 2019, the DOE informed the latter that all the existing funds collected from generating facilities shall be directly transferred by the DOE to the accounts of the designated beneficiaries, provided that the LGU must submit to the DOE a Certification from any authorized Government Depository Bank indicating the trust account for Development and Livelihood Fund (DLF), and Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF), as well as their corresponding account numbers and names, among others; a copy of said letter shall be attached hereto as Annex "A" and made an integral part hereof;

WHEREAS, in a letter addressed to the Office of the City Mayor by Ms. Alicia C. Dimapungun dated March 12, 2019, a bank certification for the DLF, previously used for street lighting, is already existing;

WHEREAS, this Sanggunian finds the request of the City Mayor's Office to authorize the OIC-City Treasurer, Ms. Alicia C. Dimpangun, to open herein subject bank account as truly beneficial and will immensely be favorable to City of Ormoc and its constituents, and therefore, most deserving of this august Body's utmost and favorable consideration;

WHEREAS, on motion of SP Member Mario M. Rodriguez, Chairman, Committee on Finance and Appropriation, jointly seconded by SP Members Tomas R. Serafica and Gregorio G. Yrastorza III; be it

RESOLVED, AS IT IS HEREBY RESOVLED, to pass A RESOLUTION GRANTING AUTHORITY TO THE OIC-CITY TREASURER, MS. ALICIA DIMAPINGUN, TO OPEN A SPECIAL BANK ACCOUNT WITH THE DEVELOPMENT BANK OF THE PHILIPPINES - ORMOC BRANCH (DBP-ORMOC) TO FACILITATE FUND TRANSFERS FROM THE DEPARTMENT OF ENERGY (DOE) IN ACCORDANCE WITH DOE DEPARTMENT CIRCULAR NO. 2018-08-0021 AND DOE DEPARTMENT ORDER NO. 2019-01-0001, UNDER THE TRUST FUND AND ACCOUNT NAME, TO WIT:

TRUST FUND

REFORESTATION, WATERSHED
MANAGEMENT HEALTH AND/OR
ENVIRONMENT ENHANCEMENT
FUND (RWMHEEF)

ACCOUNT NAME

ORMOC CITY-EDC-RWMHEEF
(ER 1-94)

ADOPTED, March 25, 2019.

RESOLVED, FURTHER, to furnish copies of this resolution one each to the City Mayor Richard I. Gomez; the City Administrator, Mr. Vincent L. Emnas; Development Bank of the Philippines, Ormoc Branch; the City Legal Officer, Atty. Josephine Mejia-Romero; the OIC-City Treasurer; the City Accountant; the City Budget Officer; the City Auditor; the City Local Government Operations Officer, DILG, Engr. Jesus Jeremy D. Bagares; and others concerned;

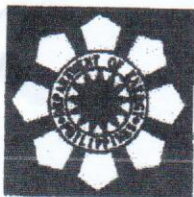
CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


MARIA ANTONIETA G. CO HAT
(OIC - SP Secretary)
Supervising Administrative Officer

ATTESTED:


VINCENT L. RAMA
(OIC - City Vice-Mayor & Temporary Presiding Officer)
Majority Floor Leader
SP Member



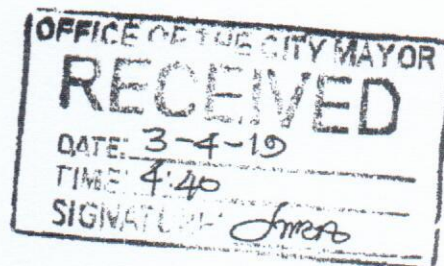
Republic of the Philippines
DEPARTMENT OF ENERGY

Res. # 2019-070
"Annex A"

25 February 2019

HON. RICHARD GOMEZ

Mayor
Ormoc City



**SUBJECT: REQUEST FOR SUBMISSION OF BANK CERTIFICATES TO THE
DEPARTMENT OF ENERGY TO FACILITATE FUND TRANSFER
IN ACCORDANCE WITH DC2018-08-0021 and DO2019-01-0001**

Dear Mayor Gomez:

We are pleased to inform you that the Department of Energy (DOE) has issued Department Order (DO) No. DO2019-01-0001 "Providing the Internal Guidelines and Procedures for the Transfer of Existing Funds in Relation to the Financial Benefits under Energy Regulations (E.R.) No. 1-94", relative to the promulgation of Department Circular (DC) DC2018-08-0021 entitled, "Providing for the Amendments to Rule 29 Part (A) of the Implementing Rules and Regulations of Republic Act No. 9136" which took effect on 23 August 2018 (copy attached). The said DO took effect on 28 December 2018 (copy attached), and it defines the guidelines and procedures to facilitate the transfer of the existing ER 1-94 funds to qualified distribution utilities and host communities.

In this connection, all the existing funds collected from Generating Facilities shall be directly transferred by DOE to the accounts of the designated beneficiaries. To facilitate fund transfer, the LGU is required to submit to the DOE a Certification from any Authorized Government Depository Bank (e.g. Land Bank of the Philippines) indicating the trust account for Development and Livelihood Fund (DLF) and Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF), as well as their corresponding account numbers and names, to wit:

Ormoc City – EDC - DLF (ER 1-94)

Ormoc City – EDC - RWMHEEF (ER 1-94)

Please submit to DOE the bank certificates, together with the name and contact details of the authorized person to be notified on the transfer of funds and is responsible to comply with the post-transfer requirements in accordance with the said DO.

Thank you for your support and cooperation.

Very truly yours,

MARIO C. MADASIGAN, CESO III

Director IV

Officer-In-Charge

Electric Power Industry Management Bureau

Cc: Energy Development Corporation-Leyte Geothermal Business Unit