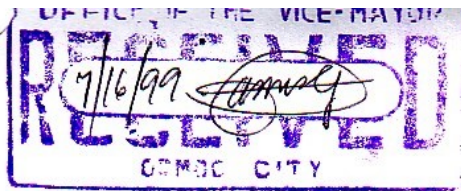




REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE EIGHTH  
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE  
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD  
BUILDING ON JULY 14, 1999



PRESENT:

Hon. Celso P. Adolfo,	City Vice Mayor & Presiding Officer
Hon. Jose S. Serafica,	City Councilor, Floor Leader
Hon. Nepomuceno P. Aparis I,	City Councilor, Assistant Floor Leader
Hon. Dennis Y. Capuyan,	City Councilor
Hon. Mariano Y. Corro,	City Councilor
Hon. Sotero M. Pepito,	City Councilor
Hon. Alfredo F. Capahi,	City Councilor
Hon. Eduardo P. Tan,	City Councilor
Hon. Claudio P. Larrazabal,	City Councilor
Hon. Fernando P. Parrilla,	Ex-Officio City Councilor, Chapter President, Liga ng mga Barangay ng Ormoc

ABSENT:

Hon. Jose C. Alfaro, Jr., (O.B. Coquitlam, Canada), City Councilor  
Hon. Chiqui B. Labagala, (Forced Leave), Ex-Officio City Councilor,  
SK Federation President

RESOLUTION NO. 99-113

A RESOLUTION AUTHORIZING THE HONORABLE CITY MAYOR OF  
ORMOC EUFROCINO M. CODILLA, SR., TO ENTER INTO AND SIGN  
FOR AND IN BEHALF OF THE CITY GOVERNMENT OF ORMOC A  
MEMORANDUM OF AGREEMENT (MOA) WITH ASIA BREWERY  
INCORPORATED (ABI), SAN MIGUEL CORPORATION (SMC), COCA  
COLA BOTTLERS PHILIPPINES INC. (CCBPI), AND PEPSI COLA  
PRODUCTS PHILIPPINES INC. (PCPPI), WITH OFFICES IN  
ORMOC CITY RELATIVE TO THEIR RESPECTIVE DONATIONS OF  
TABLES WITH BENCHES TO BE USED AT THE FOOD COURT, ORMOC  
CITY PUBLIC MARKET.

WHEREAS, this august Body is in receipt of 1st Indorsement dated 12  
July 1999 from the Honorable City Mayor Eufrocino M. Codilla, Sr.,  
together with a copy of a Memorandum of Agreement (MOA) between the City  
of Ormoc and Asia Brewery Inc. (ABI), San Miguel Corporation (SMC), Coca  
Cola Bottlers Phils. Inc. (CCBPI) and Pepsi Cola Products Phils. Inc.  
(PCPPI) for approval;

WHEREAS, upon review of said MOA by this august Body, it has been  
found out that said MOA mentions of the said corporations' donations of  
tables with benches as well as the sale of their respective products at  
the Food Court, Ormoc City Public Market;

WHEREAS, this august Body has considered said request reasonable,  
hence, same be accorded due course of action;

WHEREFORE, foregoing premises considered, on motion of City  
Councilor Sotero M. Pepito, Chairman, Committee on Market and  
Slaughterhouse, jointly seconded by City Councilors Eduardo P. Tan and  
Alfredo F. Capahi; be it

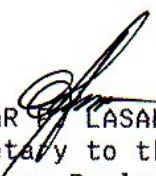
RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution AUTHORIZING THE HONORABLE CITY MAYOR OF ORMOC EUFROCINO M. CODILLA, SR., TO ENTER INTO AND SIGN FOR AND IN BEHALF OF THE CITY GOVERNMENT OF ORMOC A MEMORANDUM OF AGREEMENT (MOA) WITH ASIA BREWERY INCORPORATED (ABI), SAN MIGUEL CORPORATION (SMC), COCA COLA BOTTLERS PHILIPPINES INC. (CCBPI), AND PEPSI COLA PRODUCTS PHILIPPINES INC. (PCPPI), WITH OFFICES IN ORMOC CITY RELATIVE TO THEIR RESPECTIVE DONATIONS OF TABLES WITH BENCHES TO BE USED AT THE FOOD COURT, ORMOC CITY PUBLIC MARKET;

ADOPTED, July 14, 1999.

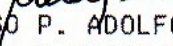
RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor Eufrocino M. Codilla, Sr.; the Manager Asia Brewery Incorporated (ABI), San Miguel Corporation (SMC), Coca Cola Bottlers Philippines Inc. (CCBPI), Pepsi Cola Products Philippines Inc. (PCPPI); the City Administrator, the City Legal Officer and others concerned, -all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

  
OSCAR P. LASAM  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:

  
CELSO P. ADOLFO  
City Vice Mayor & Presiding Officer

# MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

That, We, the CITY GOVERNMENT OF ORMOC (CGO) represented herein by the Honorable City Mayor, Eufrocino M. Codilla, Sr., of legal age, married, Filipino and a resident of Ormoc City, and ASIA BREWERY INCORPORATED (ABI), SAN MIGUEL CORPORATION (SMC), COCA COLA BOTTLERS PHILIPPINES INC., (CCBPI), and PEPSI COLA PRODUCTS PHILIPPINES INC. (PCPPI), corporations duly organized and existing under the laws of the Philippines, with offices in Ormoc City, represented herein by their respective authorized officers, hereby enter into this Memorandum of Agreement under the following terms and conditions.

The CGO shall:

1. Allow the ABI, SMC, CCBPI, and PCPPI to sell their own products through retailers at the food court of the New Ormoc City Public Market;
2. Not allow the sale of products at the food court which are not owned by the ABI, SMC, CCBPI, and PCPPI which compete with their products sold thereat; this however, shall not divest the right of the local government of Ormoc City from entering into similar Memorandum of Agreement (MOA) with other beverage companies who shall later on make the same arrangement with the city government of Ormoc by donating a minimum of 20 specified tables with benches, provided that there is enough space at the said food court; provided further that the originally participating companies shall be given the right of first refusal.
3. Adopt a hands-off policy regarding the negotiations of the participating companies with the stallholders at the food court on their choice of the products which they will patronize owned by the participating companies; however, the City Government of Ormoc (CGO) encourages non-exclusivity of the products of participating companies.
4. Determine the manner by which these companies shall place their donated tables with benches at the food court;
5. Allow the participating companies to place their respective logo at the side of the tables with benches.

The PARTICIPATING COMPANIES (ABI, SMC, CCBPI, and PCPPI) shall:

1. Donate to the CITY GOVERNMENT OF ORMOC (CGO) a minimum of 20 tables with benches as per specifications set by the CITY GOVERNMENT OF ORMOC (CGO) to be used at the Food Court of the New Ormoc City Public Market. The said donation shall be made within 60 days from the date of the execution of this Memorandum of Agreement (MOA). In default thereof, the allocation of the defaulting

A TRUE XEROX COPY:

August 11, 1999

participating companies shall be given by the CITY GOVERNMENT OF ORMOC (CGO) to the other participating companies.

2. Maintain the donated tables with benches in good condition and to repair or replace the same if necessary;

3. Collection of empty bottles within the food court shall be responsibility of the participating companies.

The CITY GOVERNMENT OF ORMOC (CGO) and the participating companies agree that this Memorandum of Agreement (MOA) shall be valid and binding for Five (5) years from the date of execution hereof, unless terminated by the CITY GOVERNMENT OF ORMOC for violation of any of the terms and condition herein.

IN WITNESS WHEREOF, the parties have affixed their signature this 10th day of August, 1999 at Ormoc City, Philippines.

The participating companies

Represented by:

CITY GOVERNMENT OF ORMOC

By:

RONIE CABONEGRO  
Sales Supervisor  
Asia Brewery Incorporated (ABI)

EUFROCINO M. CODILLA, SR.  
City Mayor

ROGER DABAO  
Account Specialist  
San Miguel Corporation (SMC)

ANTERO C. POBRE, JR.  
Region Sales Manager  
Coca-cola Bottlers Philippines Inc., (CCBPI)

7/28/99  
RAOUL M. PALUGOD  
Territory Development Manager  
Pepsi Cola Products Philippines., (PCPPI)

A TRUE XEROX COPY:

August 11, 1999

OSCAR LASAM  
SEC. TO THE SANGUNIANG PAILUNGSOD

# ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)  
CITY OF ORMOC ..... )

Before me a Notary Public for and in the above jurisdiction, personally appeared  
this 10th day of August 1999.

NAMES	RES. CERT. NO.	ISSUED ON	ISSUED AT
Hon. Eufrocino M. Codilla, Sr.	<u>04925862</u>	<u>11/13/99</u>	<u>Ormoc City</u>
Mr. Ronie Cabonegro	<u>04939529</u>	<u>2/11/99</u>	<u>Ormoc City</u>
Mr. Roger Dabao	<u>16156662 E</u>	<u>4/14/99</u>	<u>PAWOMPON, LEYTE</u>
Mr. Antero C. Pobre, Jr.	<u>04941162</u>	<u>4/16/99</u>	<u>Ormoc City</u>
Mr. Raoul M. Palugod	<u>2029203</u>	<u>JUNE 6, 1999</u>	<u>CEBU CITY</u>

known me and to me known to be the same persons who executed the foregoing  
AGREEMENT consisting of THREE (3) pages on which this acknowledgment appears  
and they acknowledged to me that the same is their free and voluntary act and deed as  
well as the government agency/corporation represented.

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

CLETO L. EVANGELISTA, JR.  
City Legal Officer

DOC. NO. 563  
PAGE NO. 179  
BOOK NO. 11  
SERIES OF 1999

A TRUE XEROX COPY:

August 11, 1999

OSCAR M. LASAM  
SEC. TO THE SANGUNIANG PAILUNG SOD