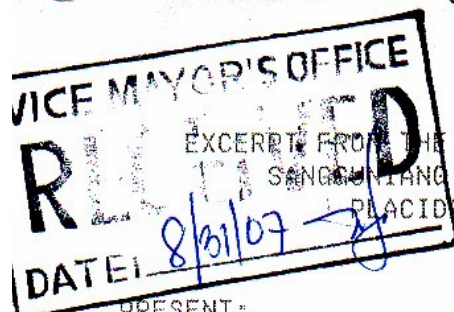
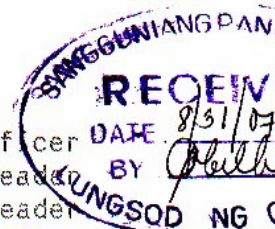
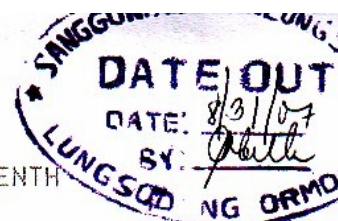


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE ELEVENTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON AUGUST 30, 2007



PRESENT:

Hon. Nepomuceno P. Aparis I,
Hon. Claudio P. Larrazabal,
Hon. Sotero M. Pepito,
Hon. Demosthenes F. Tugonon,
Hon. Ruben R. Capahi,
Hon. Mariano Y. Corro,
Hon. Fe S. Lladoc,
Hon. Filomeno P. Maglasang,
Hon. Rafael C. Omega, Jr.,
Hon. Fernando P. Parrilla,
Hon. Jose C. Alfaro, Jr.,

Vice Mayor & Presiding Officer
City Councilor, Floor Leader
City Councilor, Assist. Floor Leader
City Councilor
City Councilor
City Councilor
City Councilor
City Councilor
City Councilor
City Councilor
City Councilor

ABSENT:

Hon. Emeterio Y. Larrazabal, Jr., Ex-Officio City Councilor,
Chapter President, Liga ng mga Barangay ng Ormoc
Hon. Cheryl A. Arcuino, (O.B.), Ex-Officio City Councilor,
SK Federation President

RESOLUTION NO. 2007-055

A RESOLUTION APPROVING THE NOTARIZED AGREEMENT ENTERED
INTO BY AND BETWEEN THE BARANGAY GOVERNMENT OF LAKE
DANAO REPRESENTED BY ITS PUNONG BARANGAY, ROMEO C.
PIANO AND THE BARANGAY GOVERNMENT OF TONGONAN
REPRESENTED BY PUNONG BARANGAY ISAGANI R. BAÑEZ
REGARDING THE SHARING OF ROYALTY RECEIVED FROM THE
PNOC-EDC MAHANAGDONG "A" POWER PLANT.

WHEREAS, the Eleventh Sangguniang Panlungsod ng Ormoc is in receipt of
a letter dated August 8, 2004 from Hon. Isagani R. Bañez, Punong Barangay
of Tongonan, in connection with the notarized agreement entered into by the
Barangay Government of Tongonan and the Barangay Government of Lake Danao
regarding the sharing of royalty received from the PNOC-EDC Mahanagdong "A"
Power Plant;

WHEREAS, the respective barangay council of these two (2) barangays
have mutually agreed to the royalty sharing as embodied in Barangay
Resolution no. 8, Series 2007 of Barangay Lake Danao and Barangay
Resolution No. 31, Series 2007 of Barangay Tongonan, copy of which are
hereto attached and marked as Annexes "A" and "B";

WHEREAS, it can be recalled that the Sangguniang Panlungsod ng Ormoc
has already approved two similar resolutions regarding the previous royalty
sharing of said barangays known as Sangguniang Panlungsod Resolution No.
2005-192 dated October 27, 2005 and Sangguniang Panlungsod Resolution No.
2005-179 dated October 6, 2005;

WHEREAS, in the Agreement, the two barangays agreed to a compromise
settlement, subject to certain conditions, to divide whatever amount of
royalty due to them which is presently in custody of the City Treasurer of
Ormoc;

WHEREAS, in a certification dated 21 August 2007 the City Treasurer certified that the amount of Twelve Million Eight Hundred Seventeen Thousand One Hundred Thirty Seven Pesos and 12/100 (P12,817,137.12) representing Barangay royalty share is available per Statement of Royalty Share hereto attached;

WHEREAS, said Agreement further provides that the Barangay Government of Lake Danao will receive the amount of P1,283,333.00 as their Royalty share while the Barangay Government of Tongonan will receive the amount of P11,533,804.12 subject to the condition that after the final determination by the DOE of their actual royalty shares, if ever there is an overpayment or underpayment, both parties are willing to refund and settle whatever deficiencies resulting therefrom;

WHEREAS, finding the Agreement to be in order, this August Body believes that the same be given due course of action;

WHEREFORE, foregoing premises considered on motion of City Councilor Mariano Y. Corro, Chairman, Committee on Energy Conservation, jointly seconded by City Councilors Sotero M. Pepito and Jose C. Alfaro; be it


RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION APPROVING THE NOTARIZED AGREEMENT ENTERED INTO BY AND BETWEEN THE BARANGAY GOVERNMENT OF LAKE DANA0 REPRESENTED BY ITS PUNONG BARANGAY, ROMEO C. PJANO AND THE BARANGAY GOVERNMENT OF TONGONAN REPRESENTED BY PUNONG BARANGAY ISAGANI R. BAÑEZ REGARDING THE SHARING OF ROYALTY RECEIVED FROM THE PNOC-EDC MAHANAGDONG "A" POWER PLANT.

ADOPTED, August 30, 2007.


RESOLVED FURTHER, to furnish copies of this resolution each to the Hon. City Mayor Eric C. Codilla, the City Administrator, the City Treasurer, the City Accountant, the City Budget Officer, the City Auditor, the Barangay Chairmen of Barangays Tongonan and Lake Danao and others concerned - all in Ormoc City.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY, to the correctness of the foregoing resolution.


JOEL S. DUERO
Secretary to the
Sangguniang Panlungsod

ATTESTED:


NEPOMUCENO P. APARIS I
Vice Mayor & Presiding Officer