

REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
THIRTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON AUGUST 14, 2014

PRESENT:

Hon. Rolando M. Villasencio,	(Acting Vice Mayor & Presiding Officer), SP Member, Majority Floor Leader
Hon. Tomas R. Serafica,	(Acting Majority Floor Leader), SP Member, Asst. Majority Floor Leader
Hon. Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"
Hon. Ruben R. Capahi,	SP Member, Asst. Minority Floor Leader
Hon. Benjamin S. Pongos, Jr.,	SP Member
Hon. Antonio M. Codilla,	SP Member
Hon. Vincent L. Rama,	SP Member
Hon. Pedro Godiardo P. Ebcas,	SP Member
Hon. Eusebio Gerardo S. Penserga,	SP Member
Hon. Mariano Y. Corro,	Ex-Officio SP Member
Chapter President, Liga ng mga Barangay ng Ormoc	

ON OFFICIAL BUSINESS:

Hon. Leo Carmelo L. Locsin, Jr.	(Acting City Mayor), Vice Mayor & Presiding Officer
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RESOLUTION NO. 2014-139

*A RESOLUTION GRANTING AUTHORITY TO THE HONORABLE CITY MAYOR EDWARD C. CODILLA 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 ENERGY (DOE), REPRESENTED BY ITS SECRETARY, HONORABLE CARLOS JERICO L. PETILLA, AND THE ENERGY DEVELOPMENT CORPORATION (EDC), REPRESENTED BY ITS VICE PRESIDENT OF OPERATIONS, MR. MARCELINO M. TANGCO, FOR THE IMPLEMENTATION OF THE PROJECT-REHABILITATION/IMPROVEMENT/EXPANSION OF THE ORMOC WATER SYSTEM AND FACILITIES-PIPELINE INSTALLATION PROJECT (BARANGAYS CAN-ADIENG, ALTA VISTA AND PATAG) IN THE AMOUNT OF FOUR MILLION FOUR HUNDRED THOUSAND PHILIPPINE PESOS (PHP4,400,000.00) CHARGEABLE AGAINST DOE'S DEVELOPMENT AND LIVELIHOOD FUND (DLF)-ORMOC CITY SHARE.*

WHEREAS, this Thirteenth Sangguniang Panlungsod ng Ormoc was in receipt of an urgent Indorsement from the Office of the City Mayor dated August 1, 2014 relative to the MOA to be entered into by LGU-Ormoc with the DOE, represented by its Secretary, Hon. Carlos Jericho L. Petilla, and EDC, represented by its Vice President of Operations, Mr. Marcelino M. Tangco, and further requesting that the Honorable City Mayor be granted the authority to sign the said MOA for and on behalf of LGU-Ormoc, for the implementation of the project-Rehabilitation/Improvement/Expansion of the Ormoc Water System and Facilities-Pipeline Installation Project (Brgys. Can-adieng, Alta Vista and Patag) in the amount of FOUR MILLION FOUR HUNDRED THOUSAND PHILIPPINE PESOS (PhP4,400,000.00), chargeable against DOE's Development and Livelihood Fund (DLF)-Ormoc City share, a photocopy of the final MOA and its annexes is hereto attached and made an integral part hereof;

WHEREAS, it can be recalled that this Sanggunian has passed and approved SP Res. No. 2014-056 dated April 03, 2014, entitled: "A RESOLUTION FAVORABLY ENDORSING TO THE DEPARTMENT OF ENERGY (DOE) FOR APPROVAL THE PROPOSED PROJECT ENTITLED: REHABILITATION/IMPROVEMENT/EXPANSION OF THE ORMOC WATER SYSTEM AND FACILITIES-PIPELINE INSTALLATION (FOR BRGYS. CAN-ADIENG, ALTA VISTA AND PATAG ADDITIONAL WATER SUPPLY) TO BE FUNDED FROM THE DEVELOPMENT AND LIVELIHOOD FUND (DLF) OF THE ENERGY REGULATIONS (ER) 1-94, AS AMENDED BENEFITS DERIVED FROM MAHANAGDONG AND MALITBOG GEOTHERMAL POWER PLANTS AT BARANGAY TONGONAN, ORMOC CITY.";

WHEREAS, Section 5(i) of R.A. No. 7638, otherwise known as the Department of Energy Act of 1992, and Section 66 of R.A. No. 9136, otherwise known as the Electric Power Industry Reform Act (EPIRA) of 2001, grant financial benefits to the host communities of the energy-generation company and /or energy resources;

WHEREAS, the EPIRA and Rule 29(A) of its Implementing Rules and Regulation (IRR) of R.A. No. 9136 which took effect on March 22, 2002 require all energy generation companies and/or energy resource developers to provide financial benefits equivalent to one centavo per kilowatt/hour (0.01/kwh) of the total electricity sales of the generation facility, as well as the establishment of corresponding trust accounts and the administration thereof by the DOE;

WHEREAS, the DOE and EDC entered into a MOA on the establishment and administration of trust accounts for financial benefits accrued from the commercial operations of Leyte-Cebu and Leyte-Luzon Interconnection Project;

WHEREAS, the DOE, through Notice to Proceed (NTP) No. DLF2014-029 dated July 10, 2014, has approved the implementation of the aforesaid project and appropriated the estimated amount of Four Million Four Hundred Thousand Philippine Pesos (PhP4,400,000.00) breakdown of which is detailed in Annex "A" of the MOA;

WHEREAS, hence, the MOA stipulates the specific obligations and responsibilities of the concerned parties towards the achievement and implementation of the project, and this Sanggunian, after close and thorough review of the subject MOA, finds that the same is beneficial to the City, and therefore, most deserving of its utmost support and favorable consideration and additionally, expresses herein its heartfelt appreciation to the DOE and EDC for said funding assistance;

WHEREFORE, on joint motion of Honorable SP Members Benjamin S. Pongos Jr., Chairman, Committee on Laws and Ordinances, and Rolando M. Villasencio, Chairman, Committee on Infrastructure Development, severally seconded by Honorable SP Members Vincent L. Rama, Pedro Godiardo P. Ebcas and Mario M. Rodriguez; be it



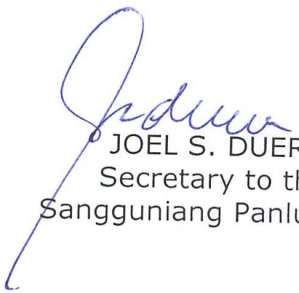
RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION GRANTING AUTHORITY TO THE HONORABLE CITY MAYOR EDWARD C. CODILLA TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) FOR AND ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC), WITH THE DEPARTMENT OF ENERGY (DOE), REPRESENTED BY ITS SECRETARY, HONORABLE CARLOS JERICO L. PETILLA, AND THE ENERGY DEVELOPMENT CORPORATION (EDC), REPRESENTED BY ITS VICE PRESIDENT OF OPERATIONS, MR. MARCELINO M. TANGCO, FOR THE IMPLEMENTATION OF THE PROJECT-REHABILITATION/IMPROVEMENT/EXPANSION OF THE ORMOC WATER SYSTEM AND FACILITIES-PIPELINE INSTALLATION PROJECT (BARANGAYS CAN-ADIENG, ALTA VISTA AND PATAG) IN THE AMOUNT OF FOUR MILLION FOUR HUNDRED THOUSAND PHILIPPINE PESOS (PHP4,400,000.00) CHARGEABLE AGAINST DOE'S DEVELOPMENT AND LIVELIHOOD FUND (DLF)-ORMOC CITY SHARE;

ADOPTED, August 14, 2014.

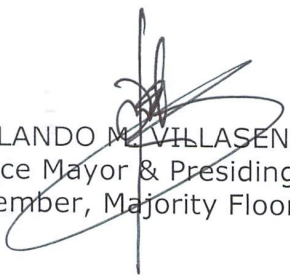
RESOLVED, FURTHER, that a copy of the final and notarized Memorandum of Agreement (MOA) be submitted to this Sanggunian for its information and files;

RESOLVED, FINALLY, to furnish copies of this resolution each to His Honor, the City Mayor of Ormoc, Edward C. Codilla, the City Administrator, the City Legal Officer, the City Budget Office, the City Accounting Office, the City Treasurer, the City Auditor, the ORWASA Office, the CPDO, the DOE Secretary, Hon. Carlos Jericho L. Petilla, the EDC Vice President of Operations, Mr. Marcelino M. Tangco, the DILG-City Director, Lucia C. Ong and other offices concerned;

I HEREBY CERTIFY to the correctness of the foregoing resolution.

  
JOEL S. DUERO  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:

  
ROLANDO M. VILLASENIO  
(Acting Vice Mayor & Presiding Officer)  
SP Member, Majority Floor Leader