

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 FEBRUARY 15, 2018

PRESENT:

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

ON OFFICIAL LEAVE:

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

RESOLUTION NO. 2018-040

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 IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC) WITH THE PHILIPPINE COUNCIL FOR AGRICULTURE AND FISHERIES (PCAF), FOR THE PROVISION OF 2018 OPERATIONAL FUNDS FOR THE INDEPENDENT COMPONENT CITY AGRICULTURAL AND FISHERY COUNCIL.

WHEREAS, the 14TH Sangguniang Panlungsod ng Ormoc received an endorsement letter from the Office of the City Mayor on January 19, 2018 for consideration of a Memorandum of Agreement (MOA) to be entered into by the Local Government Unit of Ormoc (LGU-ORMOC) and the Philippine Council for Agriculture and Fisheries (PCAF), represented by its Executive Director, SARAH GUTIERREZ-CAYONA, a copy of the MOA is hereto attached as integral part of this resolution;

WHEREAS, for the development of public and private partnerships, PCAF shall provide technical leadership, guidance and support for the continued development of the nationwide network of Agricultural and Fishery Councils (AFCs);

WHEREAS, PCAF shall provide technical and financial support for the AFCs in consultation, integration and networking activities in the City of Ormoc;

WHEREAS, CY 2018 PCAF budget provides funds for AFC operations and PCAF is authorized to release said funds to the AFCs as donations and representation expense through the Department of Agriculture-Regional Field Offices and other authorized conduits;

WHEREAS, PCAF shall allocate, obligate and release to the City Agriculture Office (CAO), this City the amount of FORTY-EIGHT THOUSAND PESOS (P48,000.00) as CY 2018 operational funds for the AFC operations and consultations;

WHEREAS, after review of the draft MOA by the Assistant City Legal Officer of the City, he finds it in order, not detrimental to the interest of the City, not contrary to law, morals and public policy recommending the approval of the aforementioned MOA, and further recommends that a Sangguniang Panlungsod Resolution be secured for the Authority of the Mayor to sign the same;

WHEREAS, upon close and thorough review, this Sanggunian finds that the aforementioned MOA is advantageous and for the best interest of the City, especially the farmers, fisherfolk and to the community as a whole;

NOW THEREFORE, on joint motion of SP Member Tomas R. Serafica, Chairman, Committee on Agriculture & Fisheries and SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Vincent L. Rama, Gregorio G. Yrastorza III, Nollito M. Quilang, John Eulalio Nepomuceno O. Aparis II, Lea Doris C. Villar and Mariano Y. Corro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a A RESOLUTION GRANTING AUTHORITY OF THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC) WITH THE PHILIPPINE COUNCIL FOR AGRICULTURE AND FISHERIES (PCAF), FOR THE PROVISION OF 2018 OPERATIONAL FUNDS FOR THE INDEPENDENT COMPONENT CITY AGRICULTURAL AND FISHERY COUNCIL;

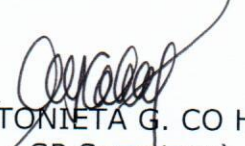
ADOPTED, February 15, 2018.

RESOLVED, FURTHER, that a copy of the final and notarized MOA be submitted to the Sangguniang Panlungsod ng Ormoc for its information and files;

RESOLVED, FINALLY, that copies of this resolution be furnished each to the City Mayor Richard I. Gomez; the City Legal Office; the City Agriculture Office; the Philippine Council for Agriculture and Fisheries, through its Executive Director, Sarah Gutierrez-Cayona; the OIC-City Director, DILG; and other offices concerned for their information and guidance.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


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

ATTESTED:


ROLANDO M. VILLASENCIO
(Acting City Vice-Mayor & Temporary Presiding Officer)
Majority Floor Leader
SP Member

**MEMORANDUM OF AGREEMENT
FOR AGRICULTURAL AND FISHERY COUNCILS (AFCs)**

KNOWN ALL MEN BY THESE PRESENT:

This Memorandum of Agreement entered into by and between:

The **PHILIPPINE COUNCIL FOR AGRICULTURE AND FISHERIES (PCAF)**, a government agency attached to the Department of Agriculture (DA) pursuant to Executive Order No. 366, Series of 2004 and the approved Rationalization Plan dated June 26, 2013, with office address at the Apacible Hall, DA Compound, Elliptical Road, Diliman, Quezon City, represented in this Act by its **Executive Director, SARAH GUTIERREZ-CAYONA**, hereinafter referred to as the **FIRST PARTY**;

and

The **LOCAL GOVERNMENT UNIT (LGU) ORMOC CITY**, with office address at New City Hall, Brgy. Cogon, Ormoc City, represented in this Act by the **CITY MAYOR, RICHARD I. GOMEZ**, hereinafter referred to as the **SECOND PARTY**;

WITNESSETH

WHEREAS, the **FIRST PARTY** under Executive Order No. 366, Series of 2004 assumes strengthened functions related to coordination and monitoring of agriculture and fisheries modernization processes, and development of public-private partnerships as consultative bodies to the DA;

WHEREAS, for the development of public and private partnerships, the **FIRST PARTY** shall provide technical leadership, guidance and support for the continued development of the nationwide network of Agricultural and Fishery Councils (AFCs) and National Sectoral Strategic Concerns Committees (NSSCCs);

WHEREAS, for the AFCs, the **FIRST PARTY** shall provide technical and financial support in the consultation, integration and networking activities in **Ormoc City**;

WHEREAS, the **SECOND PARTY** oversees the implementation of the various programs/projects/activities and provides technical assistance to ensure the attainment of the thrusts and mandate of the **FIRST PARTY** on consultation, integration, networking and advocacy in the local communities;

WHEREAS, the CY 2018 agency budget provides funds for AFC operations and PCAF is authorized to release said funds to the AFCs as donations and representation expense through the DA-RFOs and other authorized conduits.

NOW, THEREFORE, for and in consideration of the foregoing covenants and stipulations, the parties hereby agree as follows:

- I. The **FIRST PARTY** shall:
 - a. Allot, obligate and release to City Agriculture Office (CAO), Ormoc City the amount of **FORTY-EIGHT THOUSAND PESOS (P48,000.00)** as **CY 2018 operational funds** for the AFC **consultations** and record to Account Code "Donations" following the usual accounting and auditing rules and regulations;

- b. Reserve the right to intervene and institute measures in case of, but not limited to misuse of the fund and non-compliance with the provisions stipulated in this agreement; and
- c. Periodically monitor the utilization of fund releases and the submission of physical and financial AFC accomplishment report.

II. The **SECOND PARTY** shall:

- a. Issue official receipt/s to the **FIRST PARTY** for the fund received;
- b. Disburse the fund based on the attached AFC work and financial plan (Annex A) and maintain a separate financial record in accordance with the Philippine Public Sector Accounting Standards;
- c. Submit physical accomplishment reports based on the schedules provided in Annex B and other relevant reports as requested by the **FIRST PARTY**;
- d. Submit expenditure/liquidation report (Annex C) verified by the resident auditor; and
- e. Refund to the **FIRST PARTY** any unused fund ending December 31, 2018.

- III. In the event the **SECOND PARTY** fails to submit the required physical and disbursement reports of previous release for AFC operational expenses, subsequent release of the same purpose shall be held by the **FIRST PARTY** pending the submission of the required reports.

IN WITNESS WHEREOF, the parties have hereunto affixed their signature this ____ day of _____, 2018 at Quezon City, Philippines.

**PHILIPPINE COUNCIL FOR
AGRICULTURE AND FISHERIES (PCAF)**

LOCAL GOVERNMENT UNIT (LGU)

SARAH GUTIERREZ CAYONA
Executive Director

RICHARD I. GOMEZ
City Mayor

Signed in the Presence of:

ELGIE L. NAMIA
Chief, Partnership Development
Division

JUDITH F. PAREDES
ICCAFC Coordinator

Funds Availability:

MARIA DIVINA P. GONZALES
Chief, Accounting Section

JOSE REDENTOR H. BESENIO
Chief, Budget Section

ACKNOWLEDGMENT

Republic of the Philippines)
:
Elliptical Road, Diliman, Quezon City)

Before me this ____ day of _____ in the year of the Lord, 2018 at Quezon City,
personally came and appeared:

SARAH GUTIERREZ-CAYONA
Executive Director

TIN ID Number
174454075

Issued at
Issued on

RICHARD I. GOMEZ
City Mayor

Gov't Issued ID

Issued at _____
Issued on _____

Known to me to be the same person who executed foregoing document and they
acknowledged to me that the same is their act and voluntary deed they represent.

This instrument, consisting of three (3) pages including this page on which this
Acknowledgement is written, has been signed on the left margin of each and every page
thereof by the parties and their witnesses and sealed with my notarial seal.

WITNESS MY HAND AND SEAL, this ____ day of _____ 2018 at _____.

Notary Public

Doc. No. _____
Page No. _____
Book No. _____
Series of 2018

Republic of the Philippines
Province of Leyte
City of Ormoc

14th SANGGUNIANG PANGLUNGSOD

RESOLUTION NO. _____

A RESOLUTION GRANTING THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC WITH THE PHILIPPINE COUNCIL FOR AGRICULTURE AND FISHERIES, FOR THE PROVISION OF 2018 OPERATIONAL FUNDS FOR THE INDEPENDENT COMPONENT CITY AGRICULTURAL AND FISHERY COUNCIL

WHEREAS, the 14th Sangguniang Panglungsod ng Ormoc received an endorsement letter from the Office of the City Mayor on January 19, 2018 for consideration of a Memorandum of Agreement (MOA) to be entered into by the Local Government Unit of Ormoc (LGU-ORMOC) and the Philippine Council for Agriculture and Fisheries (PCAF), represented by its Executive Director, SARAH GUTIERREZ-CAYONA;

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WHEREAS, PCAF shall provide technical and financial support for the AFCs in consultation, integration and networking activities in the City of Ormoc;

WHEREAS, CY 2018 PCAF budget provides funds for AFC operations and PCAF is authorized to release said funds to the AFCs as donations and representation expense through the Department of Agriculture-Regional Field Offices and other authorized conduits;

WHEREAS, PCAF shall allocate, obligate and release to the City Agriculture Office (CAO), this City the amount of **FORTY-EIGHT THOUSAND PESOS (P48,000.00)** as CY 2018 operational funds for the AFC operations and consultations;

WHEREAS, after review of the draft MOA by the Assistant City Legal Officer of the City he finds it in order, not detrimental to the interest of the City, not contrary to law, morals and public policy recommending the approval of the aforementioned MOA, and further recommends that a Sangguniang Panglungsod Resolution be secured for the Authority of the Mayor to sign the same;

WHEREAS, upon close and thorough review, this Sanggunian finds that the aforementioned MOA is advantageous and for the best interest of the City, especially the farmers, fisher folks and to the community as a whole;

NOW THEREFORE, on motion of SP Member _____, Chairman of the Committee on Laws and Ordinances, seconded by SP Members _____; be it


RESOLVED as it is hereby to pass a resolution authorizing the City Mayor Richard I. Gomez or the acting City Mayor to enter into and sign the Memorandum of Agreement for and in behalf of the LGU - Ormoc with the Philippine Council for Agriculture and Fisheries (PCAF), for the funding support of the Agricultural and Fishery Council of Ormoc City.

ADOPTED, _____, 2018.

RESOLVED FURTHER, that copies of this resolution be furnished each to the City Mayor, City Legal Office, City Agriculture Office, and the Philippine Council for Agriculture and Fisheries, through its Executive Director, Sarah Gutierrez-Cayona, for their information and guidance.

CARRIED, _____.

I hereby certify to the correctness of the foregoing resolution which was duly adopted by the Sangguniang Panglungsod during its Regular Session held on _____ 2018.

OFFICE OF THE CITY MAYOR
RECEIVED
DATE: 1-18-18
TIME: 2:55 pm
SIGNATURE: 



Republic of the Philippines
OFFICE OF THE CITY LEGAL OFFICER
Ormoc City, Leyte

18 January 2018

MA. VICTORIA LYRA P. DELA CERNA

City Govt. Asst. Dept. Head I
City Mayor's Office
LGU-Ormoc City

Re: Review of Draft MOAs between (1) the Philippine Council for Agriculture and Fisheries (PCAF) and LGU Ormoc, and between (2) the Department of Agriculture Regional Field Office VIII (DA-RFOVIII) and LGU Ormoc for Funding Support for Agricultural and Fishery Councils and Provision of Moisture Meter, respectively

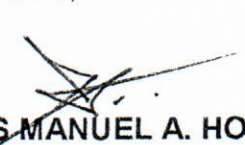
Dear Ms. Dela Cerna:

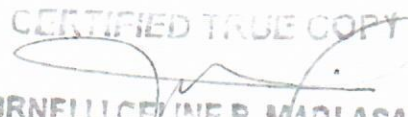
The undersigned has reviewed the foregoing MOAs against the provisions of EO 366 s-2004, and RA 8435 (the Agriculture and Fisheries Modernization Act), and finds the substance of the same to be in order, not detrimental to the interests of the City, not contrary to law, morals and public policy.

The undersigned recommends approval of the aforementioned MOAs, and further recommends that an SP Resolution be secured for the Authority of the Mayor to sign the same.

Thank you.

Respectfully Yours,


ATTY. JESUS MANUEL A. HORCA III
City Govt. Asst. Dept. Head I
Assistant City Legal Officer

CERTIFIED TRUE COPY

CORNELLI CELINE P. MAGLASANG
ADMINISTRATIVE AIDE I