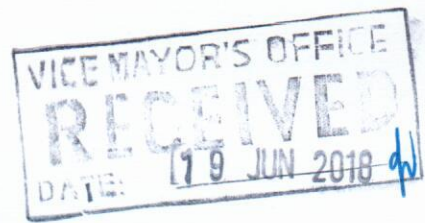




REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



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 JUNE 14, 2018

PRESENT:

Leo Carmelo L. Locsin, Jr.
Rolando M. Villasencio,
Vincent L. Rama,
Mario M. Rodriguez
Tomas R. Serafica,
Benjamin S. Pongos, Jr.,
Eusebio Gerardo S. Penserga,
Gregorio G. Yrastorza III
Nolito M. Quilang
John Eulalio Nepomuceno O. Aparis II,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member, Asst. Majority Floor Leader
SP Member, Presiding Officer "Pro-Tempore"
SP Member
SP Member
SP Member
SP Member
SP Member
Minority Floor Leader
SP Member, Asst. Minority Floor Leader
Ex-Officio SP Member
Chapter President, Liga ng mga Barangay ng Ormoc

Lea Doris C. Villar
Mariano Y. Corro,

RESOLUTION NO. 2018-135

A RESOLUTION GRANTING THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR, FOR AND ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC), THE AUTHORITY TO ACCEPT AND SIGN A DEED OF DONATION, AS DONEE, WITH THE DEPARTMENT OF HEALTH (DOH), AS DONOR, RELATIVE TO THE TRANSFER OF OWNERSHIP AND ACCEPTANCE OF ONE (1) UNIT OF A PHARMACEUTICAL REFRIGERATOR EQUIPMENT FROM DOH.

WHEREAS, the City Mayor Richard I. Gomez through a 3rd Endorsement Letter, dated May 28, 2018, requests for an issuance of a Resolution granting the City Mayor Richard I. Gomez the authority to sign the Deed of Donation relative to the transfer of ownership and acceptance of one (1) unit of Pharmaceutical Refrigerator Equipment from the DOH, a copy of said Deed of Donation is hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, the State recognizes its mandate to provide equitable and accessible quality healthcare for all Filipinos;

WHEREAS, the DOH, the principal health agency in the Philippines, through their Health Facility Enhancement Program (HFEP), envisions quality health care to be more accessible to the poor and vulnerable population by ensuring the availability of basic medical equipment;

WHEREAS, in pursuit of the abovementioned vision, the DOH wishes to donate one (1) unit of Pharmaceutical Refrigerator Equipment worth NINETY EIGHT THOUSAND FOUR HUNDRED FORTY FIVE PHILIPPINE PESOS (PHP98,445.00) to, among others, augment the primary health care facilities of the Rural Health Units of LGU-Ormoc;

WHEREAS, the subject equipment shall enable LGU-Ormoc to store and prolong the shelf-life of vaccines, pharmaceuticals, and other similar temperature sensitive products for health care, and thus, avoid wastage of the limited resources of LGU-Ormoc;

WHEREAS, the City Legal Officer, Atty. Jasper M. Lucero, has expressed an opinion, dated May 24, 2018, finding that the subject Deed of Donation has nothing legally objectionable thereto, that the same is in order, not detrimental to the interests of the City, not contrary to law, morals and public policy, and further recommends that a Sangguniang Panlungsod Resolution be secured for the Authority of the Mayor to sign the same, a certified true copy of said letter of opinion is hereto attached as Annex "B" and made an integral part hereof;

WHEREAS, the subject Deed of Donation clearly and plainly provides the terms and conditions of the agreement of the parties thereto, specifically providing for the obligation of LGU-Ormoc relative to the use and maintenance of the Pharmaceutical Refrigerator Equipment and the right of the DOH to revoke the same in case of non-compliance;

WHEREFORE, after a thorough examination of the aforementioned request by the City Mayor, this Sanggunian finds that the Deed of Donation should be entered into for the best interest of the City and her constituents relative to providing the City with effective and efficient health services and facilities, and therefore deserving of this august Body's prompt and full support and affirmative consideration to the same;

NOW, THEREFORE, on motion of SP Member Mario M. Rodriguez, Chairman, Committee on Health and Sanitation, severally seconded by SP Members Vincent L. Rama, Tomas R. Serafica, Benjamin S. Pongos, Jr., Gregorio G. Yrastorza III, Nolito M. Quilang, John Eulalio Nepomuceno O. Aparis II and Mariano Y. Corro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR, FOR AND ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC), THE AUTHORITY TO ACCEPT AND SIGN A DEED OF DONATION, AS DONEE, WITH THE DEPARTMENT OF HEALTH (DOH), AS DONOR, RELATIVE TO THE TRANSFER OF OWNERSHIP AND ACCEPTANCE OF ONE (1) UNIT OF A PHARMACEUTICAL REFRIGERATOR EQUIPMENT FROM DOH;

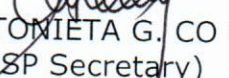
ADOPTED, June 14, 2018.

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

RESOLVED FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Jasper M. Lucero; the City Health Officer, Dr. Nelita D. Navales; the Department of Health thru Director Minerva P. Molon; the OIC-City Director, DILG, Engr. Jesus Jeremy D. Bagares; and all other offices concerned for their information and guidance.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.


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

ATTESTED:


LEO CARMELO L. LOCSIN, JR.
City Vice Mayor & Presiding Officer

DEMO COPY



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

24 May 2018

MA. VICTORIA LYRA P. DELA CERNA RRT, MBA-HA, MPA
City Govt. Asst. Dept. Head I
City Mayor's Office
LGU-Ormoc City

Re: Review of Draft Deed of Donation of Pharmaceutical Refrigerator
Equipment between DOH and LGU Ormoc

Dear Ms. Dela Cerna:

The undersigned has reviewed the above draft deed of donation against the Health Facility Enhancement Program of the DOH and herein finds nothing legally objectionable thereto. The same is likewise found to be in order, not detrimental to the interests of the City, not contrary to law, morals and public policy.

The undersigned further recommends that an SP Resolution be secured for the Authority of the Mayor to sign the same.

For the consideration of the CMO.

Thank you.

Very Truly Yours,

ATTY. JASPER M. LUCERO
City Legal Officer

OFFICE OF THE CITY MAYOR

RECEIVED

DATE: 5-24-18

TIME: 3.30 pm

SIGNATURE:

CERTIFIED TRUE COPY

JERNELLE CELINE P. MAGLASANG
ADMINISTRATIVE AIDE I

DEED OF DONATION

Know all men by these presents:

This Deed of Donation is entered into on the ____ day of _____ 2018 in Manila, Philippines by the **DEPARTMENT OF HEALTH**, a National Government Entity duly organized and existing under the laws of the Republic of the Philippines, hereinafter referred to as "DOH" with office address at at San Lazaro Compound, Rizal Avenue, Sta. Cruz, Manila, Philippines, herein represented by **FRANCISCO T. DUQUE III, MD, MSc**, Secretary of Health, as the **DONOR**;

In favor of

The _____, a local government unit duly organized and existing under the laws of the Republic of the Philippines, with office address at _____, Philippines herein represented by _____, Municipal /City Mayor as the **DONEE**.

In this Agreement, DOH and the _____ of are individually referred to as "Party and collectively as "Parties"

WITNESSETH

WHEREAS, the State recognizes its mandate to provide equitable and accessible quality healthcare for all Filipinos;

WHEREAS, the Health Facility Enhancement Program (HFEP) is one of the major pillars of "Boosting Universal Health Care via FOURmula One for Health Plus (or F1+)";

WHEREAS, "Boosting Universal Health Care via FOURmula One for Health Plus (or F1+)"; envision quality health care to be more accessible to the poor and vulnerable population by ensuring the availability of basic medical equipment,

WHEREAS, the objectives of the HFEP are:

1. To improve primary health facilities (Rural Health Units, Barangay Health Stations) to gate keep and deliver preventive health services.
2. To improve the quality of Local Government Unit(LGU) hospitals so that it can comply with DOH licensing and Philhealth accreditation requirements as referral centers.
3. To decongest DOH hospitals by enabling LGU healthcare facilities to provide affordable quality tertiary care and specialized treatment.

NOW, THEREFORE, in consideration of the foregoing premises and subject to the conditions stipulated hereunder, the Department of Health hereby donates to the _____ one(1) unit of the **Pharmaceutical Refrigerator Equipment** in the amount of **₱98,445.00** with the following specification:

Power Supply input: 220 – 240 v. 60Hz

Effective Capacity: 340 liters

Standard Features:

1. One hinged glass door
2. CFC-free refrigerant
3. With literal built-in LED lamp (turned-on the whole time)
4. With four (4) adjustable plastic-coated wire shelves
5. Polyurethane foam insulation
6. Cyclical defrosting and evaporator
7. Temperature monitoring and recording system
8. Temperature control with range of 2 to 8 degrees Celsius

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
Manila) S. S.

BEFORE ME, personally appeared the following persons:

Name	Competent Proof of Identity	Date/Place Issued
FRANCISCO T. DUQUE III, MD, MSc Department of Health		
Municipality/City Mayor		

Personally known to me be the same persons who executed the foregoing Deed of Donation for and on behalf of the entities represented herein, and they acknowledged to me that the same is their free and voluntary act and deed as well as that on the principals represented herein.

I hereby certify that this document, consisting of three (3) pages including this page on which this acknowledgment is written, has been signed by the Parties and their instrumental witnesses at the foot thereof and on each and every page of this Deed of Donation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this _____ day of _____ at _____.

Doc. No. _____;
Page No. _____;
Book No. _____;
Series of 20 _____;

9. Digital display temperature
10. Non-removable embossed DOH letters. The height of the letters should cover the width of the upper frame but should not cover the glass door

The Donee undertakes to

1. Ensure that the Equipment is utilized in accordance with its purpose
2. Ensure the availability of health personnel, supplies and other operational expenses needed for the equipment.
3. Ensure the proper maintenance, out of its own resources of the equipment included in the package.
4. Ensure that the equipment is properly classified and recorded in the books of assets of the health facility

The Donor reserves the right to revoke this Deed of Donation in case any of the aforesaid conditions are not faithfully complied with by the Donee. In case this Deed of Donation is revoked, the Donee shall surrender the equipment to the Donor within fifteen (15) days from receipt of the Notice of Revocation. Ownership of the said equipment shall then vest to the Donor effective upon receipt by the Donee of the Notice of Revocation. And the Donee shall have seven (7) days from receipt of the Notice of Revocation to transfer the possession of the equipment to the Donor.

IN WITNESS WHEREOF, the Parties here under set their hand on the date and place above mentioned

ACCEPTED

DONOR:

DEPARTMENT OF HEALTH

By:

FRANCISCO T. DUQUE III, MD, MSC
Secretary of Health

DONEE:

By:

Municipal/City Mayor

WITNESSES:

DR. MINERVA P. MOLON, MPH, FPPA
Director IV, Regional Office VIII

Provincial Health Officer