

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 JULY 19, 2018

PRESENT:

Vincent L. Rama, (Acting City Vice-Mayor & Temporary Presiding Officer),  
SP Member, Asst. Majority Floor Leader  
Mario M. Rodriguez, SP Member, Presiding Officer "Pro-Tempore"  
Tomas R. Serafica, (Temporary Majority Floor Leader), SP Member  
Benjamin S. Pongos, Jr., 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  
Melbur N. Melgazo, Ex-Officio SP Member, Acting Chapter President,  
Liga ng mga Barangay ng Ormoc  
Jasper C. Yerro, Ex-Officio SP Member, Chapter President,  
Panlungsod Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr. (Acting City Mayor),  
City Vice Mayor & Presiding Officer  
Eusebio Gerardo S. Penserga, (O.B. – Manila), SP Member

ABSENT:

Rolando M. Villasencio, SP Member, Majority Floor Leader  
(Resigned effective July 5, 2018 as per SP Resolution No. 2018-164)

**RESOLUTION NO. 2018-175**

**A RESOLUTION GRANTING AUTHORITY TO CITY MAYOR  
RICHARD I. GOMEZ TO ACCEPT AND SIGN FOR AND ON  
BEHALF OF LOCAL GOVERNMENT UNIT OF ORMOC (LGU-  
ORMOC), THE DEED OF DONATION EXECUTED BY PLDT,  
INC. AS DONOR OF TEN UNITS PERSONAL COMPUTERS,  
EXCLUDING THE OPERATING SYSTEM, IN FAVOR OF LGU-  
ORMOC AS DONEE.**

WHEREAS, the Fourteenth Sangguniang Panlungsod ng Ormoc received an indorsement dated July 2, 2018 from the Office of the City Mayor requesting for the passage of a resolution granting authority to the City Mayor Richard I. Gomez to accept and sign, for and on behalf of the LGU- Ormoc, the Deed of Donation executed by PLDT, Inc., as Donor of Ten (10) Units Personal Computers excluding the Operating System, in favor of the Local Government Unit of Ormoc as Donee, the copy of subject Deed is hereto attached as an integral part hereof;

WHEREAS, PLDT is a leading telephone company and digital services provider that recognizes the importance of technology in nation- building and strives towards enabling digital literacy in various areas nationwide;

WHEREAS, LGU-Ormoc continuously endeavor to provide the people of Ormoc City with opportunities for self-development and empowerment, through the implementation of projects and programs to develop the skills of its constituents for them to effectively respond to the changing global lifestyle brought by rapid modernization and access to Information and Communication Technologies (ICTs);

WHEREAS, the LGU-Ormoc as Donee has informed the Donor PLDT of its need for computers to be placed in the Community eCenter that shall be established to serve as a facility that will provide the public an affordable access to ICT-enabled services and give local students and teachers the opportunity to enhance their technical skills through IT education;

WHEREAS, the Donor is the owner of Ten (10) units of Personal Computers, excluding the operating system, which are the subject of the donation;

WHEREAS, the Donor, in its desire to help address the need for Computers of the Donee, voluntarily gives, transfers and conveys the aforementioned Personal Computers, by way of donation, unto the said Donee, or its transferees or assigns;

WHEREAS, Donee is very grateful to accept and receive such donation and further expresses its sincere appreciation for the kindness and generosity of the DONOR in donating freely the aforementioned Computers to the city;

WHEREAS, as provided for in the Deed, the Donee undertakes to provide for and shoulder the cost of transporting the Computers from the PLDT Warehouse in Manila to the Ormoc New City Hall;

WHEREAS, this sanggunian finds that the provisions of the Deed of Donation are in order, the same is deemed beneficial to the City of Ormoc specifically in strengthening the IT education as a medium to level up the skills and competitiveness of Ormoc constituents, therefore, the requested authority for the City Mayor to accept and sign the same is most worthy of prompt favorable support;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Tomas R. Serafica, Gregorio G. Yrastorza III, Nolito M. Quilang, John Eulalio Nepomuceno O. Aparis II, Melbur N. Melgazo and Jasper C. Yerro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING AUTHORITY TO CITY MAYOR RICHARD I. GOMEZ TO ACCEPT AND SIGN FOR AND ON BEHALF OF LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC), THE DEED OF DONATION EXECUTED BY PLDT, INC. AS DONOR OF TEN UNITS PERSONAL COMPUTERS, EXCLUDING THE OPERATING SYSTEM, IN FAVOR OF LGU-ORMOC AS DONEE;

ADOPTED, July 19, 2018.

RESOLVED, FURTHER, that a copy of the duly notarized Deed of Donation be submitted to this Sanggunian 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; the PLDT, Inc. thru its Head of Community Relations, Ms. Katherine P. Diaz de Rivera; the CPDO – IT Division; the OIC- City Director, DILG, Engr. Jesus Jeremy D. Bagares; and other offices concerned;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.

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

ATTESTED:

  
VINCENT L. RAMA  
(Acting City Vice-Mayor & Temporary Presiding Officer)  
Assist. Majority Floor Leader  
SP Member

## DEED OF DONATION

KNOW ALL MEN BY THESE PRESENTS:

This **DEED OF DONATION** (the "Deed") is made and executed by:

**PLDT INC.**, a corporation duly organized and existing under the laws of the Republic of the Philippines, with principal office at Ramon Cojuangco Building, Makati Avenue, Makati City, Philippines, represented in this act by its Head - Community Relations, **KATHERINE P. DIAZ DE RIVERA**, and hereinafter referred to as the "**DONOR**";

- in favor of -

**ORMOC CITY**, a local government unit, with principal office located at New City Hall, Ormoc City, represented herein by its City Mayor, **RICHARD I. GOMEZ**, hereinafter referred to as the "**DONEE**".

### WITNESS THAT:

1. **DONEE** is a local government unit created pursuant to law and mandated to render services to its local constituents.
2. **DONEE** has informed Donor that it is in need of computers for its Community eCenter, to be established to serve as a facility that will provide the public an affordable access to ICT-enabled services and give local students and teachers the opportunity to gain and enhance their technical skills through IT education.
3. **DONOR** is the owner of **ten (10) units of personal computers, excluding an operating system**, with zero (0) net book value (the "Computers"), which are no longer used by the **DONOR** in the conduct of its business.
4. **DONOR** desires to aid the **DONEE** in the achievement of its goals for the public by way of addressing **DONEE's** need for computers.
5. For and in consideration of the **DONOR's** generosity and liberality, the **DONOR**, by these presents, hereby transfers and conveys the abovementioned Computers, *excluding an operating system*, by way of **DONATION**, unto the **DONEE**, or its transferees and assigns.
6. **DONEE** hereby accepts the donation of the Computers and does hereby express gratitude for the kindness and liberality of the **DONOR**.
7. **DONEE** has inspected the Computers and finds them in order. **DONEE** hereby agrees to release, defend, indemnify and hold **DONOR** free and harmless from and against any and all liability in relation to, in connection with and arising from the use of the Computers.
8. **DONEE** undertakes to provide for and shoulder the cost of transporting the Computers from the PLDT Warehouse located at PLDT Sta. Ana, No. 1825 A. Francisco St. corner Oro St., Sta. Ana, Manila to New City Hall, Ormoc City.
9. Each of the parties represents and warrants to the other party that it has the corporate power and authority to execute and deliver this Deed and to perform all the terms and conditions required on its part to be performed and the execution and delivery of this Deed and the performance of the terms and conditions hereof have been duly authorized or approved.

10. DONOR further represents and warrants that it has reserved unto itself sufficient properties to answer for its obligations contracted prior to the execution of this Deed.

11. This Deed shall be governed by and construed in accordance with the laws of the Republic of the Philippines.

12. In case any one or more of the provisions contained herein shall, for any reason, be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions of this Deed, and the remaining provisions shall continue in full force and effect.

IN WITNESS WHEREOF, the DONOR and the DONEE have hereunto set their hands on the date and in the place indicated in their respective acknowledgments.

**PLDT INC.**

*(Donor)*

By:

  
**KATHERINE P. DIAZ DE RIVERA**  
Head - Community Relations

**ACCEPTED:**

**ORMOC CITY**  
*(Donee)*

By:

**RICHARD I. GOMEZ**  
City Mayor

Signed in the presence of:

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)  
CITY OF MAKATI ) SS.

BEFORE ME, this \_\_\_\_ day of \_\_\_\_\_, 2018, in the City of Makati, Philippines,  
personally appeared the following:

Name	Competent Evidence of Identity	Date / Place of Issue
KATHERINE P. DIAZ DE RIVERA for and representing PLDT INC., in her capacity as Head – Community Relations		

known to me to be the same person who executed the foregoing instrument, and  
acknowledged to me that the same is her free and voluntary act and deed and that of  
PLDT INC.

This Deed of Donation consisting of four (4) pages, including the page, on which  
this acknowledgment 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial  
seal on the day, year, and place above written.

Doc. No. \_\_\_\_;  
Page no. \_\_\_\_;  
Book no. \_\_\_\_;  
Series of 2018.

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)  
CITY OF \_\_\_\_\_ ) SS.

BEFORE ME, this \_\_\_\_ day of \_\_\_\_\_, 2018, in the City of \_\_\_\_\_, Philippines,  
personally appeared the following:

Name	Competent Evidence of Identity	Date / Place of Issue
<b>RICHARD I. GOMEZ</b> of and representing Ormoc City in his capacity as City Mayor		

known to me to be the same person who executed the foregoing instrument, and  
acknowledged to me that the same is his free and voluntary act and deed and that of the  
entity he represents.

This Deed of Donation consisting of four (4) pages, including the one, on which  
this acknowledgment 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial  
seal on the day, year, and place above written.

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Series of 2018.