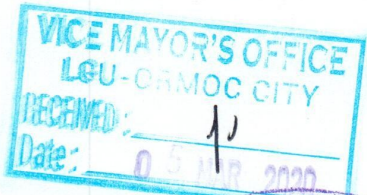
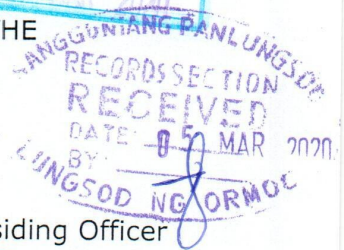


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON MARCH 03, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.
Benjamin S. Pongos, Jr.,
Roiland H. Villasencio,
Tomas R. Serafica,
Nolito M. Quilang,
Eusebio Gerardo S. Penserga,
Jasper M. Lucero,
Peter M. Rodriguez,
Vincent L. Rama,
Gregorio G. Yrastorza III,
Lalaine A. Marcos,
Esteban V. Laurente,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member, 1st Asst. Majority Floor Leader
SP Member, Presiding Officer "Pro-Tempore"
2nd Asst. Majority Floor Leader, SP Member
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member
Ex-Officio SP Member, Chapter President,
Liga ng mga Barangay ng Ormoc
Ex-Officio SP Member, Chapter President,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

RESOLUTION NO. 2020-072

**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 ON
BEHALF OF THE LOCAL GOVERNMENT UNIT OF
ORMOC (LGU-ORMOC) WITH THE DEPARTMENT OF
EDUCATION (DEPED) - ORMOC CITY RELATIVE TO
THE RELEASE OF FUNDS TO SUPPORT THE ORMOC
CITY ATHLETES FOR THE EASTERN VISAYAS
REGIONAL ATHLETIC ASSOCIATION (EVRAA) MEET
IN BURAUE, LEYTE ON MARCH 22-28, 2020.**

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated March 2, 2020 from the Office of the City Mayor, endorsing a request for the issuance of an authority for the City Mayor to enter into and sign the Memorandum of Agreement (MOA) to be entered into by and between the Local Government Unit of Ormoc (LGU-Ormoc) and the Department of Education (DepEd) - Ormoc City Division and further classifying the same as EXTREMELY URGENT, a copy of said MOA is hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, DepEd is a national government agency responsible for the implementation of the basic education system of the Philippines including the promotion of physical education and school sports as integral components of the Basic Education Curriculum, pursuant to Republic Act No. 9155, otherwise known as The Basic Education Act of 2011;

WHEREAS, under Section 19, Article XIV of the 1987 Philippine Constitution declares that the State shall promote physical education and encourage sports programs, league competitions and amateur sports, including training for international competitions, to foster self-discipline, teamwork, and excellence for the development of a healthy and alert citizenry;

Res. No. 2020-072

WHEREAS, under the same section, it also provides that all educational institutions shall undertake regular sports activities throughout the country in cooperation with athletic clubs and other sectors;

WHEREAS, Section 272 of RA No. 7160 provides that the Special Education Fund (SEF) shall be allocated to the operations and maintenance of public schools and all other sports activities or sports development, among others, as determined by the Local School Board;

WHEREAS, if there is one best means to develop the highest human potential in mind and body, and the best tool to transcend social, political and cultural differences, it is sports and that if education teaches values, sports practices values;

WHEREAS, LGU - Ormoc acknowledges and supports programs that shall improve and promote EVRAA as the primary avenue for providing in-school sports opportunities to improve the physical, intellectual; and social well-being of the youth;

WHEREAS, Ormoc City, under the current administration, has created a healthy and progressive sports community with the strong support and vision of its Local Chief Executive for Ormoc City sports and continues its thrust to develop strong and consistent sports plans, programs, projects and activities;

WHEREAS, the Local School Board issued Resolution No. 2020-11 approving the release of the amount of FOUR MILLION FOUR HUNDRED SIX THOUSAND EIGHTY PESOS ONLY (Php 4,406,080.00) directly to the Department of Education (DepEd) chargeable against the 2020 Special Education Fund (SEF) for the implementation of projects for this coming EVRAA meet;

WHEREAS, one of the main priorities of the City is the development of its youth through athletic events given the benefits of the promotion of sports and its positive effect to the society;

WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor, deems that the MOA and the subject financial assistance is necessary, justifiable and reasonable to ensure the success of the conduct of the 2020 EVRAA Meet in Burauen, Leyte and support the City's commitment to foster sportsmanship and integrity towards sports excellence and global competitiveness of young athletes throughout the Region, furthermore, it indeed is not contrary to law, existing contracts, public policy, customs and morals, vital and therefore, is most deserving of this august Body's prompt and favorable consideration;

WHEREFORE, on joint motion of SP Member Benjamin S. Pongos, Chairman, Committee on Laws and Ordinances and SP Member Nolito M. Quilang, Chairman, Committee on Education, severally seconded by Honorable SP Members Tomas R. Serafica, Esteban V. Laurente, Gregorio G. Yrastorza III, Lalaine A. Marcos, Peter M. Rodriguez, Joan Marbie C. Simbajon, Vincent L. Rama and Jasper M. Lucero; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass 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 ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC) WITH THE DEPARTMENT OF EDUCATION (DEPED) - ORMOC CITY RELATIVE TO THE RELEASE OF FUNDS TO SUPPORT THE ORMOC CITY ATHLETES FOR THE EASTERN VISAYAS REGIONAL ATHLETIC ASSOCIATION (EVRAA) MEET IN BURAUEN, LEYTE ON MARCH 22-28, 2020;

Res. No. 2020-072

ADOPTED, March 03, 2020.

RESOLVED, FURTHER, that a copy of the final and notarized Memorandum of Agreement (MOA) be furnished 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, Atty. Josephine Mejia-Romero; Department of Education (DepEd) Ormoc City; the City Local Government Operations Officer-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
Secretary to the
Sangguniang Panlungsod

ATTESTED:


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

Republic of the Philippines
LOCAL GOVERNMENT UNIT OF ORMOC
Ormoc City

Annex "A"

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement entered into by and between the City Government of Ormoc represented by **RICHARD I. GOMEZ**, the City Mayor of Ormoc, hereinafter referred to as the CITY, and the **DEPARTMENT OF EDUCATION**, Region VIII Eastern Visayas, Ormoc City Division, represented by **OIC - Schools Division Superintendent LANI H. CERVANTES**, CESO VI, with office address at Narra St., Brgy. Don Felipe Larrazabal, Ormoc City, hereinafter referred to as the **RECIPIENT / IMPLEMENTOR**.

WITNESSETH

WHEREAS, Section 272 of RA No. 7160 provides that the Special Education Fund (SEF) shall be allocated to the operations and maintenance of public schools and all other sports activities or sports development, among others, as determined by the Local School Board;

WHEREAS, the Local School Board issued Resolution No. ____ approving the release of the amount of **FOUR MILLION FOUR HUNDRED SIX THOUSAND EIGHTY PESOS ONLY (PhP 4,406,080.00)** directly to the Department of Education (DepEd) chargeable against the 2020 Special Education Fund (SEF) for the implementation of projects for this coming EVRAA meet;

WHEREAS, one of the main priorities of the City is the development of its youth through athletic events given the benefits of the promotion of sports and its positive effect to the society;

WHEREAS, the **RECIPIENT/IMPLEMENTOR** agrees to undertake the implementation of the projects through the release of funds directly to DepEd Ormoc City Division, Ormoc City, Leyte, for the support of the Ormoc City athletes in relation to the forthcoming Eastern Visayas Regional Athletic Association (EVRAA) Meet in Burauen, Leyte on March 22-28, 2020.

1. The CITY shall, through the City Treasurer, release the amount of **FOUR MILLION FOUR HUNDRED SIX THOUSAND EIGHTY PESOS ONLY (PhP 4,406,080.00)**, to the **RECIPIENT/IMPLEMENTOR** upon the latter's issuance of the corresponding Official Receipt following its release.

The said amount is to be used as follows:

BUDGET PROPOSAL FOR EVRAA MEET 2020
March 22-28, 2020

| | | |
|---------------------------|---|-------------------------|
| I. Meals | | |
| i. | Concentration Training P220/day (3 Meals, 2 Snacks) x 15 days x 681 pax March 2-16, 2020 | PhP 2,247,300.00 |
| ii. | EVRAA Proper P220/day (3 Meals, 2 Snacks) x 9 days x 801 pax March 20-28, 2020 | PhP 1,585,980.00 |
| II. Transportation | | |
| a) | 12 Buses, 58-Seater (Ormoc-Burauen-Ormoc) | PhP 400,000.00 |
| b) | Airconditioned Vans (to transport athletes to playing venues) 6 Vans x PhP 3,600 / day x 8 days | PhP 172,800.00 |
| TOTAL | | PhP 4,406,080.00 |

2. Upon implementation of the project being funded by the **Special Education Fund (SEF)**, the CITY shall monitor the implementation of the Project by the **RECIPIENT/IMPLEMENTOR** to ascertain that the project is followed and for which the **RECIPIENT/IMPLEMENTOR** shall submit to the CITY a written report as to the process and status of implementation and its completion;
3. Subject to the existing laws, rules and regulations, the **RECIPIENT/IMPLEMENTOR** shall undertake the Project Implementation through means advantageous to the government subject

4. **RECIPIENT/IMPLEMENTOR** shall commence the Project Implementation upon receipt of funds and inform the **CITY** of the actual date of commencement;
5. It shall be the sole responsibility of the **RECIPIENT/IMPLEMENTOR** to liquidate the fund released by submitting a written Report of Completion to the **CITY**, together with copies of fund utilization report duly signed/stamped received by the COA Resident Auditor of the DepEd, through the Office of the City Accountant within 30 days after completion of the project;
6. The **RECIPIENT/ IMPLEMENTOR** undertakes to execute an affidavit which provides for the liquidation of the released amount within 30 days from culmination of the activity/project;
7. The **RECIPIENT/ IMPLEMENTOR** shall use the fund for the sole purpose that it was given. In the event, that the said funds are used in any other purpose without any written consent from the City, the funds given shall be returned to the City without prejudice to its other rights under the law;
8. The **CITY** reserves the right to recall or cancel the fund released to the **RECIPIENT/IMPLEMENTOR** who shall then return the full amount to the **CITY** if, unless by force majeure, **RECIPIENT/IMPLEMENTOR** fails to implement the project within three (3) months from the release of the fund by the **CITY** to the **RECIPIENT/IMPLEMENTOR**.

IN WITNESS WHEREOF, the parties have hereunto

affixed their signature this _____ day of _____ 2020 at Ormoc City, Philippines.

RICHARD I. GOMEZ, DPA
City Mayor

LANI H. CERVANTES, CESO VI
OIC - Schools Division Superintendent

Witness

Witness

ACKNOWLEDGEMENT

Republic of the Philippines)
Ormoc City) s.s.

BEFORE ME, a Notary Public in the City of Ormoc, this _____ day of _____ 2020, personally appeared the following persons exhibiting their community tax certificates, the particulars of which are indicated beside their names:

| Name | CTC No. | Issued on | Issued at |
|------|---------|-----------|-----------|
|------|---------|-----------|-----------|

RICHARD I. GOMEZ

LANI H. CERVANTES

Personally known to me to be the same persons whose names are subscribed to the said instrument and who acknowledged to me that they executed the same voluntarily and their authorized capacity.

This acknowledgement is attached to a Memorandum of Agreement dated _____ consisting of 2 pages including this page where the acknowledgement is written.

Witness my hand of official seal.

Doc. No. _____
Page No. _____
Book No. _____
Series of 2020.