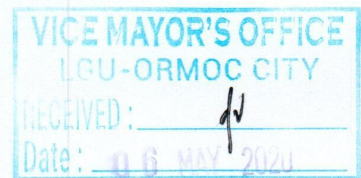


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON MAY 05, 2020

PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Benjamin S. Pongos, Jr.,	SP Member, Majority Floor Leader
Roiland H. Villasencio,	SP Member, 1 st Asst. Majority Floor Leader
Nolito M. Quilang,	SP Member, 2 nd Asst. Majority Floor Leader
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc
Joan Marbie C. Simbajon,	Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
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RESOLUTION NO. 2020-132

A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD L. GOMEZ OR THE ACTING CITY MAYOR TO ACCEPT AND SIGN THE DEED OF DONATION, TO BE MADE AND EXECUTED BY AND BETWEEN THE LOCAL GOVERNMENT UNIT OF ORMOC, HEREIN REFERRED TO AS "DONOR" AND THE PHILIPPINE NATIONAL POLICE – ORMOC CITY POLICE OFFICE, HEREIN REFERRED TO AS "DONEE", RELATIVE TO THE INSTALLATION AND COMMISSIONING OF 2-WAY DIGITAL INTERFACE VHF RADIO TO THE PNP-OCPO MOBILE UNITS AND OFFICES.

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated April 17, 2020 from the Office of the City Mayor, endorsing a request for the issuance of an authority for the City Mayor to accept and sign the Deed of Donation, to be made and executed by and between the Local Government Unit of Ormoc, herein referred to as "DONOR" and the Philippine National Police – Ormoc City Police Office, herein referred to as "DONEE", relative to the installation and commissioning of 2-way Digital Interface VHF Radio to the PNP-OCPO Mobile Units and Offices, a copy of the Deed of Donation is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, in a Letter dated March 19, 2020, the Ormoc City Disaster and Risk Reduction and Management Office (OCDRRMO) has informed the Office of the City Mayor that the former has completed the installation and commissioning of 2-Way Digital Interface VHF Radio to the PNP-OCPO Mobile Units and Offices, a copy of the Letter is hereto attached as "ANNEX B" and made an integral part hereof;

Res. No. 2020-132

WHEREAS, part of its completion is to come up with a Deed of Donation between the Ormoc CDRRM Office and PNP-Ormoc City Police Office as a requirement to set the terms and conditions of sharing the responsibility, maintenance, and data with PNP;

WHEREAS, the DONOR is the absolute owner of the following personal properties, namely:

- a. 34 units of Kenwood NX240 Digital Interface Portable 2-Way Radio with Extra Battery, Charger, Speaker Microphone with an equivalent amount of PHP 1,341,300.00;
- b. 5 units of Kenwood NX3720 Digital Interface Fixed Base 2-Way Radio with Aerial Antenna, and Regulated Power Supply with an equivalent amount of PHP 488,000.00;
- c. 18 units of Kenwood NX3720 Digital Interface Mobile Base 2-Way Radio with Mobile Antenna with an equivalent amount of PHP 752,400.00.

WHEREAS, in consideration of the desire to improve coordination through reliable communication in times of emergency, which can support and/or serve as support in the communication capability of both parties for responding to any security, emergency, and disaster response;

WHEREAS, the DONOR is donating the aforementioned properties subject to the terms and conditions imposed in the Deed of Donation;

WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor, finds that: the same is not contrary to law, existing contract, public policy, customs and morals; is reasonable and in order; the same is entered into for the best interests of the City; and, finally, that the granting of the authority to sign and accept the Deed of Donation, among other lawful purposes, facilitates the ongoing developmental progress of the City and henceforth, deserving of this august Body's prompt and favorable consideration;

WHEREFORE, on joint motion of SP Member Gregorio G. Yrastorza III, Committee on Justice & Peace & Order and SP Member Benjamin S. Pongos, Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Roiland H. Villasencio, Peter M. Rodriguez, Vincent L. Rama, Lalaine A. Marcos, Esteban V. Laurente and Joan Marbie C. Simbajon; 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 ACCEPT AND SIGN THE DEED OF DONATION, TO BE MADE AND EXECUTED BY AND BETWEEN THE LOCAL GOVERNMENT UNIT OF ORMOC, HEREIN REFERRED TO AS "DONOR" AND THE PHILIPPINE NATIONAL POLICE - ORMOC CITY POLICE OFFICE, HEREIN REFERRED TO AS "DONEE, RELATIVE TO THE INSTALLATION AND COMMISSIONING OF 2-WAY DIGITAL INTERFACE VHF RADIO TO THE PNP-OCPO MOBILE UNITS AND OFFICES;

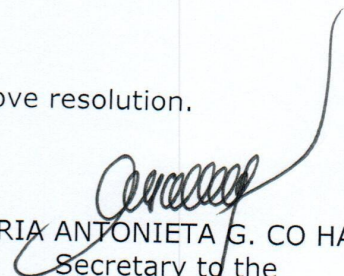
ADOPTED, May 05, 2020.

RESOLVED, FURTHER, 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; the PNP-Ormoc City Police Office; the CDRRMO; the City Local Government Operations Officer-DILG; and other offices concerned for their information and guidance;

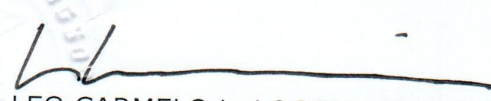
Res. No. 2020-132

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above 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 of Ormoc City

DEED OF DONATION

KNOW BY ALL MEN THESE PRESENTS:

This Deed of Donation made and executed in _____ by and between:

THE CITY GOVERNMENT OF ORMOC, a local government unit of the Republic of the Philippines represented by its **HEAD OF OFFICE/CITY MAYOR DR. HON. RICHARD I. GOMEZ, DPA** with office address at Ormoc CDRMO Operation Center Building, Government Compound, Brgy. Cogon Ormoc City, Leyte, hereinafter referred to as "DONOR";

-and-

The **PHILIPPINE NATIONAL POLICE-ORMOC CITY POLICE OFFICE**, also a government entity, herein represented by its **CITY POLICE DIRECTOR PCOL. ARMEL S. GONGONA** with office address at Pnp-Ormoc City Police Office, Brgy. Camp Dawnes, Ormoc City, Leyte, hereinafter referred to as "DONEE";

WHEREAS, the DONOR is the absolute owner of the following personal property described as follows:

DETAILS OF THE DONATION	QTY	AMOUNT
Kenwood NX240 Digital Interface Portable 2-Way Radio with Extra Battery, Charger, Speaker Microphone	34 units	P 1,341,300.00
Kenwood NX3720 Digital Interface Fixed Base 2-Way Radio with Aerial Antenna, and Regulated Power Supply	5 units	P 488,000.00
Kenwood NX3720 Digital Interface Mobile Base 2-Way Radio with Mobile Antenna	18 units	P 752,400.00

REVIEWED	WHEREAS , in consideration of the desire to improve coordination through reliable communication in times of emergency, which can support and/or serve as support in the communication capability of both parties for responding to any security, emergency and disaster response.
ORMOC CITY LEGAL OFFICE	
Approved	
Separate Opinion	
Drafted by CLO	
Not contrary to laws, public policy, moral.	
Amendments/Revisions	
City: <u>Ormoc</u> Province: <u>Leyte</u> DATE: <u>APR 17 2020</u>	

WHEREAS, the DONOR is donating the aforementioned property subject to the following Terms and Conditions:

1. The DONOR shall handle the expenses for the procurement, initial equipment licensing, and operations training for the personnel of the DONEE on the communication equipment.
2. The DONEE shall undertake that the equipment is solely to be used for, and within the jurisdiction of, Ormoc City.
3. The DONEE shall take full custody and responsibility of the donated communication assets and will not hold the DONOR liable for replacement and/or maintenance any lost or damaged equipment during its Five (5) years expected life span.
4. The DONEE shall handle, care for, and assume all maintenance, repair and equipment license renewal expenses for all the donated communication equipment by the DONOR.
5. The DONEE shall maintain an inventory of the equipment and registry of accountable officers having custody of each piece of equipment, who shall maintain such properties for the use and within the jurisdiction of Ormoc City, which inventory shall be furnished to the CDRRM annually.
6. In case of reassignment of any accountable officer, he/she shall turn the equipment over to the PNP-OCPO in optimum condition.
7. The DONEE shall create its own Emergency Response Team for the purpose of providing assistance to the DONOR in the occasion of emergencies or disaster, the program thereof should be instituted by the DONEE within six (6) months after the execution of the DEED OF DONATION.

REVIEWER.	The DONEE will aid the DONOR in responding violence related emergencies.
ORMOC CITY LEGAL OFFICE	
<input checked="" type="checkbox"/> Approved	9. The DONEE shall not modify the configuration of the Radio unless CDRRMO issued a written certification to the DONEE authorizing the said organization.
<input type="checkbox"/> Separate Opinion	
<input type="checkbox"/> Drafted by CLO	
<input type="checkbox"/> Not contrary to laws, public policy, moral.	
<input type="checkbox"/> Amendments/Revisions	
BY: <u>Ang Veronica A. Arena</u> Attorney	DATE: <u>APR 17 2020</u>

10. The DONEE shall commit to the sustained operations of the Philippine National Police and the Radio equipment donated by the DONOR exclusively for the operations of the Philippine National Police.
11. If the DONEE commits a breach of the conditions provided in the sections above, the DONOR or its assigns, successors-interest, may take such action, including the revocation of the donation, in order to protect its interest.
12. Upon the revocation of the donation, the DONEE shall forthwith return to the DONOR within 30 days the donated items above enumerated without prejudice to damages.
13. The parties hereto mutually agree that this donation in favor of the DONEE does not in any way bind the DONOR to grant future requests for donation by the DONEE.

NOW THEREFORE, for and in consideration of the performance and observance of the above obligations, the said DONOR hereby cedes, transfers and conveys by way of Donation, unto said DONEE the personal property above-described free from all liens and encumbrances.

THE CITY GOVERNMENT OF ORMOC PHILIPPINE NATIONAL POLICE
ORMOC CITY POLICE OFFICE

Represented by:

Represented by:

HON. RICHARD L. GOMEZ
City Mayor, Ormoc City

PCOL. ARMEL S. GONGONA
City Police Director

RENEWED
ORMOC CITY LEGAL OFFICE
<input checked="" type="checkbox"/> Approved
<input type="checkbox"/> Separate Opinion
<input type="checkbox"/> Drafted by CLO
<input type="checkbox"/> Not contrary to laws, public policy, moral.
Amendments/Revisions
Atty. Anne Veronica A. Areña City Legal Secretary
DATE: APR 17 2020

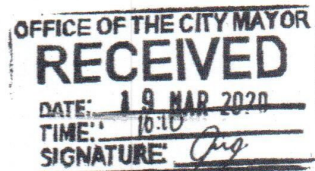


Republic of the Philippines
LOCAL GOVERNMENT UNIT OF ORMOC
CITY DISASTER RISK REDUCTION & MANAGEMENT OFFICE
OPERATIONS AND WARNING SECTION
Ormoc City

Res. # 2020 -132

" Annex B "

HON. RICHARD I. GOMEZ, DPA
CITY MAYOR/CITY DRRM COUNCIL CHAIRMAN
City Mayors Office
Local Government of Ormoc City



Dear Mayor,

Greetings of Peace!

The Ormoc City DRRM Office would like inform your good office that it has now finished its installation and commissioning of 2-Way Digital Interface VHF Radio to the PNP-OCPO Mobile Units and Offices. The details of the said communication equipment are as follows.

DETAILS OF THE DONATION	QTY	AMOUNT
Kenwood NX240 Digital Interface Portable 2-Way Radio with Extra Battery, Charger, Speaker Microphone	34 units	P 1,341,300.00
Kenwood NX3720 Digital Interface Fixed Base 2-Way Radio with Aerial Antenna, and Regulated Power Supply	5 units	P 488,000.00
Kenwood NX3720 Digital Interface Mobile Base 2-Way Radio with Mobile Antenna	18 units	P 752,400.00

Part of its completion is to come up with a Deed of Donation (DOD) between the Ormoc CDRRM Office and PNP-Ormoc City Police Office. This is a requirement to set the terms and condition in sharing responsibility, maintenance and our data in the said National Government Agency.

Attached is the draft of the proposed DOD for the PNP-OCPO which is already reviewed by the City Legal Office for your perusal.

Thank you!

Prepared by,

EULACIO T. TOLIBAO II, MPM
City DRRM Officer