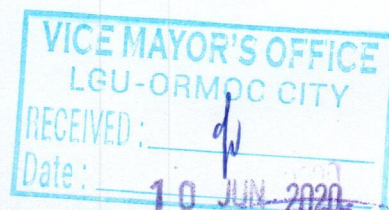
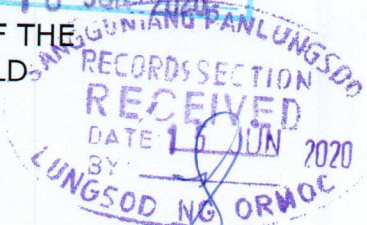


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON JUNE 09, 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"
SP Member, 2nd Asst. Majority Floor Leader
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member

Joan Marbie C. Simbajon,

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. 2020-171

**A RESOLUTION GRANTING AUTHORITY TO THE CITY
MAYOR RICHARD I. GOMEZ OR THE ACTING CITY
MAYOR TO ENTER INTO AND SIGN THE DEED OF
ASSIGNMENT WITH THE DEVELOPERS OF SAFEORMOC
TO ALLOW THE FREE USE OF THE TRACKING
SOFTWARE FOR CONTACT TRACING PURPOSES IN
RELATION TO CORONAVIRUS DISEASE 2019 (COVID-
19).**

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated June 8, 2020 from the Office of the City Mayor, endorsing a request for the issuance of a Resolution granting the City Mayor or Acting City Mayor the authority to sign the Deed of Assignment (DOA) with the developers of SafeOrmoc to allow the free use of the tracking software for contact tracing purposes in relation to Coronavirus Disease 2019 (Covid-19). Further requesting that this matter be treated as EXTREMELY URGENT, a copy of the DOA is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, the ICT COMMUNITY GROUP, an organization of Information Technology experts City is hereinafter referred to as "ASSIGNOR";

WHEREAS, the CITY GOVERNMENT OF ORMOC, a local government unit existing under the laws of the Philippines is hereinafter referred to as "ASSIGNEE";

WHEREAS, the ASSIGNOR is the designer and developer of the mobile application *safeormoc.today* capable of generating and scanning Quick Response (QR) Code, collect and process data to aid in contact tracing which is relevant to COVID-19 response;

WHEREAS, the ASSIGNEE calls for the support of groups or organizations of IT experts to design and develop COVID-19 related apps and digital technologies and solutions as effective tool in processing personal data for contact tracing to enable health authorities contain the spread COVID-19 pandemic;

WHEREAS, the ASSIGNOR has offered for free to assign its rights, title, ownership and interest over the web applications *safeormoc.today* design and development and the ASSIGNEE hereby accept the assignment;

WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor, additionally finds that the Deed of Assignment (DOA) 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 allowing the free use of the tracking software for contact tracing purposes in relation to Covid-19, 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 Vincent L. Rama, Chairman, Committee on Communication, Information Technology & Public Information and SP Members Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Tomas R. Serafica, Roiland H. Villasencio, Peter M. Rodriguez, Joan Marbie C. Simbajon, Gregorio G. Yrastorza III, Lalaine A. Marcos and Esteban V. Laurente; 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 DEED OF ASSIGNMENT WITH THE DEVELOPERS OF SAFEORMOC TO ALLOW THE FREE USE OF THE TRACKING SOFTWARE FOR CONTACT TRACING PURPOSES IN RELATION TO CORONAVIRUS DISEASE 2019 (COVID-19);

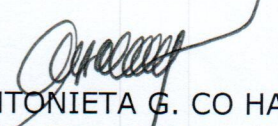
ADOPTED, June 09, 2020.

RESOLVED, FURTHER, that a copy of the final notarized Deed of Assignment (DOA) 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, Atty. Josephine Mejia-Romero; the ICT Community Group; 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

DEED OF ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS:

This DEED OF ASSIGNMENT is made and entered into this ____ day of June 2020, by and between:

The **ICT COMMUNITY GROUP**, an organization of Information Technology experts, represented herein by **EDWARD BERTULFO** with office address at _____ Ormoc City, hereinafter referred to as "**ASSIGNOR**";

The **CITY GOVERNMENT OF ORMOC**, a local government unit existing under Philippine Law with office address at New Ormoc City Hall, Aunubing Street, Ormoc City, represented by the City Mayor, **HON. RICHARD I. GOMEZ**, hereinafter referred to as "**ASSIGNEE**";

WITNESSETH THAT:

WHEREAS, the **ASSIGNOR** is the designer and developer of the mobile application safeormoc.today capable of generating and scanning Quick Response (QR) Code, collect and process data to aid in contact tracing which is relevant to COVID-19 response;

WHEREAS, the **ASSIGNEE** calls for the support of groups or organizations of IT experts to design and develop COVID-19 related apps and digital technologies and solutions as effective tool in processing personal data for contact tracing to enable health authorities contain the spread COVID-19 pandemic;

WHEREAS, the **ASSIGNOR** has offered for free to assign its rights, title, ownership and interest over the web applications safeormoc.today design and development and the **ASSIGNEE** hereby accept the assignment;

NOW, THEREFORE, as consideration of the foregoing premises and out of accommodation and assistance for the **ASSIGNEE**, the **ASSIGNOR** hereby assigns, transfers and conveys unto the **ASSIGNEE**, the right to use the designed and developed web applications subject to the following terms and conditions set forth:

1. The **ASSIGNEE** shall create a Google account cloud to which the connection and web application safeormoc.today shall be transferred by the **ASSIGNOR**;
2. The **ASSIGNOR** maintains the right and ownership of the source code of safeormoc.today applications;
3. The **ASSIGNEE** shall own all data and information collected, gathered and processed using the safeormoc.today web application through the contact tracing feature of the application;
4. The web application is offered "AS-IS" to the **ASSIGNEE** as a free service;
5. Participating establishments will be able to view the list of citizens visiting its premises in a limited data format (name & timestamp);
6. The cost of hosting of the web applications shall be the responsibility or account of the **ASSIGNEE** using its server;
7. All personal data gathered, collected and processed through the use of the QR Code shall be disclosed to authorized persons designated by the **ASSIGNEE** or authorized government office/agency allowed by law;

____ Separate Opinion

____ Drafted by CLO

Amendments/Revisions

JOSEPHINE MAGPANTALA

BY: _____
Ormoc City Legal Officer

