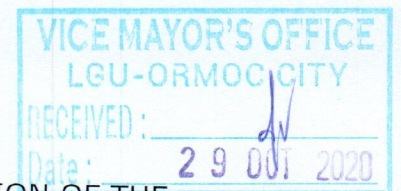
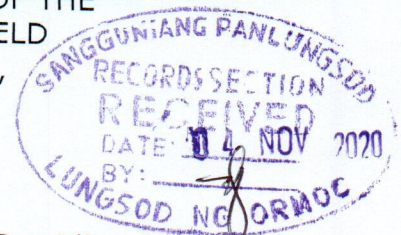


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON OCTOBER 27, 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,
Gregorio G. Yrastorza III,
Lalaine A. Marcos,
Esteban V. Laurente,

City Vice Mayor & Presiding Officer
SP Member
SP Member, Majority Floor Leader
SP Member
SP Member Asst. Majority Floor Leader
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

Joan Marbie C. Simbajon,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Vincent L. Rama,

SP Member

RESOLUTION NO. 2020-337

**A RESOLUTION GRANTING AUTHORITY TO THE CITY
MAYOR RICHARD I. GOMEZ OR THE ACTING CITY
MAYOR TO ACCEPT AND SIGN THE DEED OF
DONATION (DOD) TO BE MADE AND EXECUTED BY
AND BETWEEN THE DEPARTMENT OF HEALTH
EASTERN VISAYAS-CENTER FOR HEALTH
DEVELOPMENT (DOH EV-CHD) AND THE CITY
GOVERNMENT OF ORMOC, FOR CITY HEALTH
DEPARTMENT'S (CHD) NEBULIZERS AND DENTAL
EQUIPMENT.**

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated October 8, 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 (DOD) to be made and executed by and between the Department of Health Eastern Visayas-Center for Health Development (DOH EV-CHD) and the City Government of Ormoc, for City Health Department's (CHD) Nebulizers and Dental Equipment, a copy of the Deed of Donation is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, in an Indorsement dated September 23, 2020, the City Health Department forwarded to the Office of the City Mayor a request to the Sangguniang Panlungsod for the issuance of a resolution granting authority to accept and sign the Deed of Donation;

WHEREAS, in an Opinion dated October 6, 2020, the City Legal Office finds nothing legally objectionable in the said DOD and that the same is not contrary to law, morals, public order, or public policy much less detrimental to the best interest of Ormoc City, a copy of the Opinion is hereto attached as "ANNEX B" and made an integral part hereof;

WHEREAS, since CY 2007, the DOH has upgraded, Government Healthcare Facilities to include Barangay Health Stations, Rural Health Units, District Hospitals, Provincial Hospitals, and DOH Retained Hospitals and other health facilities;

WHEREAS, the appropriation is provided in the General Appropriation Act of 2018 or Republic Act No. 10964 for the Department of Health, under the Health Facilities Enhancement Program (HFEP) which shall be used for the construction, upgrading, expansion, repair and rehabilitation of Local Government Unit (LGU) Health Care Facilities including the purchase of equipment in alignment with Ambisyon Natin 2040 and the Philippine Development Plan 2017-2022;

WHEREAS, the LGU has sent its request for the acquisition of various medical equipment needed for its facilities;

WHEREAS, DOH EV-CHD is willing to donate to the City Government of Ormoc the various medical equipment in the total amount of Four Hundred Fifty Eight Thousand Six Hundred Philippine Pesos (Php458,600.00) only;

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 Eusebio Gerardo S. Penserga, Chairman, Committee on Health and Sanitation and SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Esteban V. Laurente, Tomas R. Serafica, Joan Marbie C. Simbajon, Peter M. Rodriguez, Roiland H. Villasencio and Lalaine A. Marcos; 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 (DOD) TO BE MADE AND EXECUTED BY AND BETWEEN THE DEPARTMENT OF HEALTH EASTERN VISAYAS-CENTER FOR HEALTH DEVELOPMENT (DOH EV-CHD) AND THE CITY GOVERNMENT OF ORMOC, FOR CITY HEALTH DEPARTMENT'S (CHD) NEBULIZERS AND DENTAL EQUIPMENT;

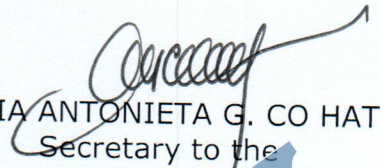
ADOPTED, October 27, 2020.

RESOLVED, FURTHER, that a copy of the final notarized Deed of Donation (DOD) 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 City Health Department; the DOH EV-CHD; 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 DONATION

Res# 2020-337

Amex A 11

KNOW ALL MEN BY THESE PRESENTS:

This agreement is entered into by and between:

The **DEPARTMENT OF HEALTH EASTERN VISAYAS - CENTER FOR HEALTH DEVELOPMENT** with office address at Government Center, Candahug, Palo, Leyte 6501 represented by **MINERVA P. MOLON, MD, MPH, FPPA, CESO III** in her capacity as Director IV, hereinafter referred to as the **"DOH EV-CHD"** herein after referred to as the **DONOR**.

and

The **CITY OF ORMOC** with office address at Ormoc City, Leyte, Philippines herein represented by **HON. RICHARD I. GOMEZ**, his capacity as City Mayor herein after referred to as **"LGU"** and herein after referred to as the **DONEE**.

WITNESSETH:

WHEREAS, the DOH issued Administrative Order No. 2016-0038 entitled "The Philippine Health Agenda 2016-2022" which seeks to fulfill the global call for Universal Health Coverage, adopting "All for Health towards Health for All" as the rallying point to realize the vision of a Healthy Philippines by 2022;

WHEREAS, the Philippine Health Agenda (PHA) aims to (1) ensure the best health outcomes for all, without socio-economic, ethnic, gender, and geographic disparities; (2) promote health and deliver healthcare through means and respect, value and empower clients and patients as they interact with the health system; (3) protect all families especially the poor, marginalized, and vulnerable against the high cost of healthcare;

WHEREAS, the Health Facility Enhancement Program (HFEP) serves as the National Government's vehicle for which healthcare facilities receives assistance for infrastructure improvement and equipment upgrade.;

WHEREAS, since CY 2007, the DOH has upgraded, Government Healthcare Facilities to include Barangay Health Stations, Rural Health Units, District Hospitals, Provincial Hospitals, and DOH Retained Hospitals and other health facilities;

WHEREAS, the appropriation is provided in the General Appropriation Act of 2018 or Republic Act no. 10964 for the Department of Health, under the Health Facilities Enhancement Program (HFEP) which shall be used for the construction, upgrading, expansion, repair and rehabilitation of Local Government Unit (LGU) Health Care Facilities including the purchase of equipment in alignment with AmbisyonNatin 2040 and the Philippine Development Plan 2017-2022;

WHEREAS, the LGU has sent its request for the acquisition of various Medical equipment needed for its facility;

NOW, THEREFORE, in consideration of the foregoing premises and subject to the conditions stipulated hereunder, the DOH EV-CHD hereby donates to the City of **ORMOC** the following equipment for Ormoc CHO, Curva DHC, Linao DHC and Ipil DHC, Ormoc City in the total amount of FOUR HUNDRED FIFTY EIGHT THOUSAND SIX HUNDRED PESOS ONLY (P 458,600.00).

Please see ANNEX "A" for reference of the list of equipment with list of CHO and DHC recipients.

The DONEE undertake to:

1. Conduct actual inventory of equipment needs of the LGU following the equipment accreditation/licensing standards for LGU respectively.

Darby A. Lumbres, CPA
DOH-Accountant III

Antonio O. Ida, MD
PHTL

Hon. Richard I. Gomez
City Mayor

Minerva P. Molon, MD, MPH, FPPA, CESO III
Regional Director, DOH-RO VIII

CHO

City Accountant

2. Provide necessary Human Resource, sustained supply of reagents and other supplies/consumables and the sustained budget for the maintenance, repair and Other Operating Expenses of the equipment;
3. Ensure that the personnel are trained in the use/operation of equipment;
4. Ensure that the infrastructure/physical facility is ready to house the equipment;
5. Designate a focal person (holding a plantilla position) who shall be authorized to receive in the health facilities;
6. Supervise the supplier in the installation of the equipment;
7. Ensure that the equipment is properly recorded in the books of assets of the health facility with all the proper Invoice Receipt of Property, which includes the following essential processes:
 - a. The Property Officer of the recipient LGU upon receiving shall record the transferred equipment in the Property/Equipment Ledger Card;
 - b. The Accountant of the LGU shall record the received equipment in the Journal Entry Voucher (JEV), on the basis of the Purchase Order, Transfer Receipt of Property, and Inspection and Acceptance Report and shall give a copy to the Regional Office.
8. Ensure that the equipment will be made operational and used according to their purpose;
9. Proper inventory accounting of equipment as well as recording of equipment that has been damaged and/or loss due to "FORCE MAJEURE" such as but not limited to fire, earthquake, typhoon, material sabotage, and/or acts of public enemy.

Further, the **DONEE** hereby accepts and receives this donation made in his favor by the **DONOR**, and hereby manifests his gratefulness for the latter's generosity.

The Donor reserves the right to pull-out unutilized equipment within 2 years. 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 set of 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 have affixed their hand this ____ day of _____, at _____.

FIRST PARTY:

**DEPARTMENT OF HEALTH
EV - CHD**

By:

**MINERVA P. MOLON, MD, MPH, FPPA,
CESO III
Regional Director**

SECOND PARTY:

CITY OF ORMOC

By:

**HON. RICHARD I. GOMEZ
City Mayor**

SIGNED IN THE PRESENCE OF:

**Antonio O. Ida, MD
PHTL**

**EDMUND L. GARCIA, MD, MPH
City Health Officer II
Ormoc City Health Department**

CHO

**Darby A. Lumbres, CPA
DOH-Accountant III**

City Accountant

Darby A. Lumbres, CPA
DOH-Accountant III

Antonio O. Ida, MD
PHTL

Hon. Richard I. Gomez
City Mayor

Minerva P. Molon, MD, MPH, FPPA, CESO III
Regional Director, DOH-RO VIII

CHO

City Accountant

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF _____) S. S.

BEFORE ME, a Notary Public, this _____, in City of _____,
Philippines, personally appeared the following:

Name:	Identification Card	Date & Place of Issuance:
MINERVA P. MOLON	DOH Office ID No. 20090194	DOH-Manila
RICHARD I. GOMEZ		

All known to me to be the same persons who executed the foregoing instrument and acknowledged to me that the same are their free and voluntary act and deed of the entities they represent in this instance. This instrument consisting of three (3) pages, including the page on which this acknowledgement is written has been signed on the left margin of each and every page thereof by the parties and their instrumental witnesses, with my notarial seal.

WITH MY HAND AND SEAL.

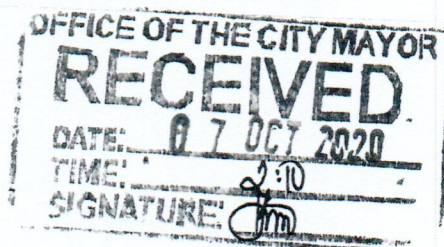
Doc. No. _____
Page No. _____
Book No. _____
Series of 2020.

OFFICE OF THE CITY LEGAL OFFICER

Ormoc City, Leyte

October 6, 2020

MAYOR RICHARD I. GOMEZ
Ormoc City



THRU: MA. VICTORIA LYRA P. DELA CERNA
City Govt. Asst. Dept Head I

Re: DOH Deed of Donation for CHO nebulizers and dental equipment

References:

1. CMO Referral dated October 5, 2020;
2. CHO Indorsement dated September 23, 2020;
3. Draft Deed with annexes.

Dear Mayor Gomez:

This Office has reviewed above-stated deed of donation and finds that the contents thereof are not contrary to law, morals, good customs, public policy, or public order.

It is recommended that the deed of donation with acceptance be endorsed to the Fifteenth Sangguniang Panlungsod for grant of authority to the City/Acting Mayor to sign the same in behalf of the City Government.

This advice is rendered without prejudice to contrary opinion from competent authorities or ruling of the proper body/court.

For consideration of CMO, and implementing offices.

Respectfully,

MARIA ADELFA S. CABRERA
Attorney II

With Conformity:

JOSEPHINE A. MEJIA- ROMERO
City Legal Officer

New Ormoc City Hall, Aunubing St., Cogon, Ormoc City
(053)255-7395 loc. 1017 ++ clo.ormoc@gmail.com