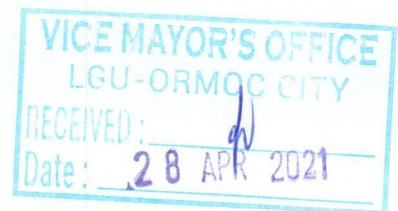
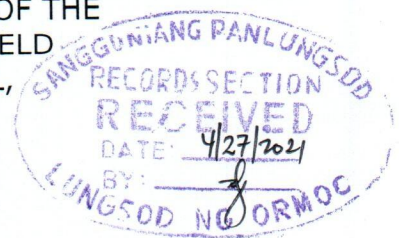


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



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 APRIL 27, 2021



PRESENT:

Leo Carmelo L. Locsin, 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  
SP Member  
SP Member  
Majority Floor Leader, SP Member  
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

ON LEAVE:

Benjamin S. Pongos, Jr.,

SP Member

**RESOLUTION NO. 2021-108**

**A RESOLUTION GRANTING AUTHORITY TO THE CITY  
MAYOR RICHARD I. GOMEZ TO ENTER INTO AND  
SIGN THE MEMORANDUM OF AGREEMENT (MOA) TO  
BE ENTERED INTO BY AND BETWEEN THE COAST  
GUARD DISTRICT EASTERN VISAYAS (CGDEV) AND  
THE LOCAL GOVERNMENT UNIT OF ORMOC IN  
RELATION TO THE USE AND OCCUPANCY OF 34  
UNITS AT THE NHA HOUSING PROJECT IN BARANGAY  
DOLORES ORMOC CITY FOR THE DURATION OF  
COVID-19 STATE OF EMERGENCY.**

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated April 6, 2021 from the Office of the City Mayor, endorsing a request for the issuance of a Resolution granting the City Mayor the authority to sign the Memorandum of Agreement (MOA) to be entered into by and between the Coast Guard District Eastern Visayas (CGDEV) and the Local Government Unit of Ormoc in relation to the use and occupancy of 34 units at the NHA Housing Project in Barangay Dolores, Ormoc City;

WHEREAS, on March 16, 2020, the Office of the President of the Republic of the Philippines issued Proclamation No. 929, Series of 2020 declaring, among others, a state of calamity throughout the Philippines due to the COVID-19 Pandemic;

WEREAS, the City Mayor of Ormoc, issued Executive Order No. 153 (E.O. No. 153) dated March 29, 2021 providing for the guidelines on isolation and quarantine in relation to COVID-19;



WHEREAS, E.O. 153 prescribes specific facilities for COVID-19 related cases and the periods required for isolation;

WHEREAS, the Philippine Coast Guard (PCG) is a member agency of Sub-Task Group for the Repatriation of Overseas Filipino Workers (OFWs), duly established to facilitate and implement the mandatory fourteen-day facility quarantine requirement of all repatriated OFWs by virtue of Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF-EID) Resolution No. 23, Series of 2020 issued on 13 April 2020;

WHEREAS, the Ormoc LGU has agreed that the Coast Guard District Eastern Visayas (CGDEV) be granted access and use of several units at the NHA Housing Project as the billeting facility for their officers and or personnel;

WHEREAS, the Legal Opinion of the City Legal Office dated March 30, 2021 finds that there is nothing legally objectionable to the provisions of the subject agreement, a copy of the Opinion is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, the subject MOA, hereto attached as "ANNEX B", clearly and plainly encapsulates the terms and conditions of the agreement of the parties thereto, including their specific roles and obligations towards the attainment of its the lofty ends of the same, and this Sanggunian, upon thorough review, finds that the same is entered into for the best interests of the City and its constituents, and therefore, is most deserving of this august Body's prompt and favorable consideration;

WHEREFORE, on joint motion of SP Member Gregorio G. Yrastorza III, Chairman, Committee on Justice, Peace and Order, and SP Member Nolito M. Quilang, Vice-Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Tomas R. Serafica, Peter M. Rodriguez, Lalaine A. Marcos, Jasper M. Lucero, Roiland H. Villasencio and Vincent L. Rama; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ TO ENTER INTO AND SIGN THE MEMORANDUM OF AGREEMENT (MOA) TO BE ENTERED INTO BY AND BETWEEN THE COAST GUARD DISTRICT EASTERN VISAYAS (CGDEV) AND THE LOCAL GOVERNMENT UNIT OF ORMOC IN RELATION TO THE USE AND OCCUPANCY OF 34 UNITS AT THE NHA HOUSING PROJECT IN BARANGAY DOLORES ORMOC CITY FOR THE DURATION OF COVID-19 STATE OF EMERGENCY;


ADOPTED, APRIL 27, 2021.

RESOLVED, FURTHER, that a copy of the final notarized Memorandum of Agreement (MOA) be submitted to this Sanggunian for its information, files and record purposes;


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 Health Officer, Dr. Edmund B. Kierulf, MD; City Legal Officer, Atty. Josephine Mejia-Romero; Coast Guard District Commander, Capt. Angel Z. Viliran; Station Commander CGS Western Leyte, Lt. Christopher Michael Angelo Dulnuan; the City Local Government Operations Officers-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



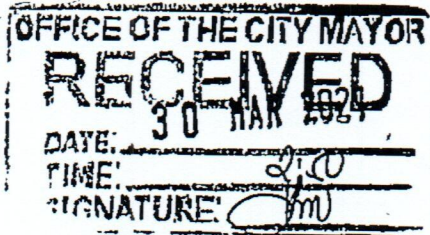


Res. # 2021-108

Annex A

## City Legal Office

2nd Floor New Ormoc City Hall  
Aunubing St., Cogon, Ormoc City  
(053) 255 2054 / 560 8050 loc. 1017



March 30, 2021

**MAYOR RICHARD I. GOMEZ**  
Ormoc City

THRU: **MA. VICTORIA LYRA P. DELA CERNA**  
City Government Assistant Department Head I

Dear Mayor Gomez:

Respectfully transmitting to the Honorable City Mayor, the proposed Memorandum of Agreement (MOA) that was referred to this office relative to the request of the Coast Guard District Eastern Visayas. Please find below the comment(s) of this office:

1. There is nothing legally objectionable to the provisions of the subject agreement.
2. It is recommended that:
  - a. A copy of this opinion and the draft MOA be furnished to the City Health Office and NHA Facility Manager, for their comment(s); and
  - b. Upon the favorable endorsement of the City Health Officer and the NHA Facility Manager of the attached MOA, the same endorsed to the Sanggunian for the issuance of an authority to the City Mayor for him to sign the agreement, in accordance with Section 22(c) of the Local Government Code.
3. This opinion is rendered without prejudice to contrary opinion from competent authorities and/or ruling of proper court and/or supervening event(s) or circumstances.

For the consideration of the City Mayor.

Most Respectfully,

**JOSEPHINE A. MEJIA-ROMERO**  
City Legal Officer

Copy furnished:

**CHRISTOPHER MICHAEL ANGELO DULNUAN**, Philippine Coast Guard through CMO R 3/30/2021

Received: MAR 31 2021





## MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

THIS MEMORANDUM OF AGREEMENT is made and executed on this \_\_\_\_\_ day of \_\_\_\_\_, 2021 at Ormoc City, Leyte, Philippines, by and between:

**THE LOCAL GOVERNMENT UNIT OF ORMOC**, an entity created under Republic Act No. 179, existing under the laws of the Republic of the Philippines, with address at New Ormoc City Hall, Aunubing St., Barangay Cogon, Ormoc City, Leyte, Philippines, represented in this act by **RICHARD I. GOMEZ**, in his capacity as the City Mayor of Ormoc City, hereinafter referred to as the "LGU"; and

**COAST GUARD DISTRICT EASTERN VISAYAS**, an operational unit of the Philippine Coast Guard established under Republic Act No. 9993 or the Philippine Coast Guard Law of 2009, having area of responsibility over the Eastern Visayas Region, with principal office address at Ebony St., Port Area, Ormoc City, Leyte, duly represented by **CAPT ANGEL Z. VILIRAN**, in his capacity as the District Commander, hereinafter referred to as "CGDEV";

**WITNESSETH, that:**

**WHEREAS**, on March 16, 2020, the Office of the President of the Republic of the Philippines issued Proclamation No. 929, series of 2020 declaring, among others, a state of calamity throughout the Philippines due to the COVID-19 Pandemic ("Proclamation No. 929");

**WHEREAS**, the LGU issued Executive Order (EO) No. 153 dated March 29, 2021 providing for guidelines on isolation and quarantine in relation to COVID-19;

**WHEREAS**, EO No. 153 prescribes specific facilities for COVID-19 related COVID-19 cases, and the periods of isolation;

**WHEREAS**, the LGU operates and maintains the NHA Housing Project in Barangay Dolores, and has dedicated the same as a quarantine and/ or isolation facility for confirmed COVID-19 individuals;

**WHEREAS**, Philippine Coast Guard (PCG) is a member-agency of Sub-Task Group for the Repatriation of Overseas Filipino Workers (OFWs) established to facilitate and implement the mandatory fourteen-day facility quarantine requirement of all repatriated OFWs by virtue of Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF-EID) Resolution No. 23 Series of 2020 issued on 13 April 2020;

**WHEREAS**, the parties acknowledge that the *bayanihan* spirit and a deep sense of community are especially critical in times of national emergencies, as in the COVID-19 pandemic that continues to take lives, force lockdowns, paralyze economies and overwhelm health systems around the world;

**WHEREAS**, the LGU has agreed to allow the CGDEV the use and occupancy of several units at the NHA Housing Project, for the latter to maintain and make available as billeting facilities for its personnel;



**NOW THEREFORE**, for and in consideration of the foregoing premises and the terms and conditions set forth, the parties herein agree as follows;

**A. BILLETING FACILITY**

The facility shall refer to the units at the NHA Housing Project in Barangay Dolores, Ormoc City as agreed by the parties, hereinafter referred to as the "NHA".

**B. RESPONSIBILITIES OF THE LGU**

1. Dedicate 34 units at the NHA for the CGDEV to utilize as a billeting facility for its personnel;
2. Designate a focal person who will act on behalf of the LGU on all matters pertinent to this agreement and who will ensure compliance with the provisions hereof;
3. Assume the payment of costs for water and electricity consumption on the PCG dedicated units;
4. Manage and supervise the facility through and implement and enforce applicable health standards and protocols;
5. Provide the necessary maintenance and regular cleaning of the building inclusive of the operational cost such as utilities at the expense of the LGU.

**C. RESPONSIBILITIES OF THE CGDEV**

1. Use the facility exclusively for CGDEV personnel;
2. Furnish the dedicated units with the necessary fixtures for the use and occupancy by its employees as a facility, such as but not limited to: bed, beddings, bed cushion, tables and chairs, electric fan, WIFI device, thermos, and like items;
3. Undertake minor improvements on the dedicated units such as ceiling installation and painting of the interiors;
4. Provide for all the meals of its personnel for the entire duration of their stay;
5. Allow LGU representatives to manage and supervise the facility and enter the premises to ensure that applicable health standards and protocols are being observed and enforced;
6. Turn-over the dedicated units to the LGU when the intended use of the facility has been realized without need of demand, and for such purpose, to remove all fixtures and improvements introduced on the premises that may be so removed without damage to the facility;
7. Hold the LGU free and harmless from any liability and all claims that may arise by reason of or on the occasion of the use of any of the units at the NHA, as defined under this agreement;



8. Assist the LGU in ensuring the security of NHA, in coordination with the PNP, and in maintaining and cleaning of the building/units occupied and used by its personnel.

#### D. DURATION OF THE AGREEMENT

This Memorandum of Agreement (MOA) shall take effect upon signing thereof, and shall remain in force until the declaration by the competent authority of the cessation of COVID-19 pandemic or unless sooner terminated by mutual consent of the parties.

Parties agree that if there should arise a lack of unit(s) at the NHA for confirmed COVID-19 patients of the LGU, units assigned to CGDEV but not in use by its personnel, may be utilized by the LGU.

IN WITNESS WHEREOF, the parties hereto have hereunto caused these presents to be signed on the date and at places first above written.

COAST GUARD DISTRICT EASTERN  
VISAYAS

LOCAL GOVERNMENT UNIT OF  
ORMOC

BY:

BY:

CAPT ANGEL Z. VILIRAN PCG  
District Commander

RICHARD I. GOMEZ  
City Mayor

SP Resolution No. \_\_\_\_\_ dated \_\_\_\_\_

SIGNED IN THE PRESENCE OF:

CHRISTOPHER MICHAEL ANGELO DULNUAN  
LCDR  
Station Commander, CGS Western Leyte

PCG

EDMUND B. KIERULF, MD  
Ormoc City Health Officer

#### ACKNOWLEDGMENT

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

BEFORE ME, a Notary Public for and in the City of Ormoc, Philippines, personally appeared the following with competent evidence of identity:

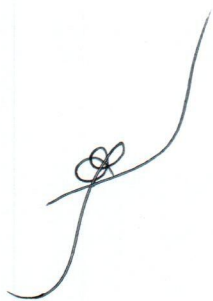
NAME	PROOF OF IDENTITY	DATE/PLACE OF ISSUE
Richard I. Gomez	_____	_____
Angel Z. Viliran	_____	_____

known to me and to me known to be the same person who executed the foregoing and who acknowledged to me that the same is their free and voluntary acts and deeds.

This instrument, consisting of four (4) pages, including this page whereon this acknowledgement is written, has been signed by the parties together with their instrumental witnesses on each and every page thereof.

WITNESS MY HAND AND SEAL this \_\_\_\_\_ day of \_\_\_\_\_, 2021 in the City of Ormoc, Philippines.

Doc. No. \_\_\_\_\_  
Page No. \_\_\_\_\_  
Book No. \_\_\_\_\_  
Series of 2021.



DEMO COPY