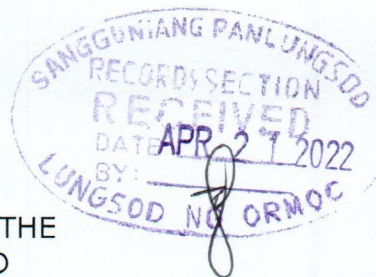


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



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 19, 2022

PRESENT:

Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
Roiland H. Villasencio,	SP Member, Majority Floor Leader
Nolito M. Quilang,	SP Member, 1 <sup>st</sup> Asst. Majority Floor Leader
Eusebio Gerardo S. Penserga,	SP Member, 2 <sup>nd</sup> Asst. Majority Floor Leader
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:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
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**RESOLUTION NO. 2022-103**

**A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR, RICHARD I. GOMEZ, OR THE ACTING CITY MAYOR TO SIGN THE DEED OF DONATION TO BE MADE AND EXECUTED BY AND BETWEEN THE CITY GOVERNMENT OF ORMOC, REFERRED TO AS THE "DONOR" AND THE CITY PROSECUTION OFFICE-ORMOC CITY, REFERRED TO AS THE "DONEE", FOR THE DONATION OF FOUR (4) AIRCONDITIONING UNITS**

WHEREAS, an indorsement was forwarded to this august Body from the Office of the City Mayor, dated April 08, 2022, requesting for an issuance of a resolution authorizing the City Mayor or his representative to sign the Deed of Donation to be made and executed by and between the City Government of Ormoc, referred to as the "donor" and the City Prosecution Office-Ormoc City, referred to as the "donee", for four (4) air-conditioning units. A copy of the said Deed of Donation is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, on August 12, 2021, the City Prosecution Office sent a letter to the City Mayor requesting for assistance in providing air-conditioners as their air-cooling equipment are no longer functioning considering the length of years of wear and tear. The forgoing fixtures are necessary to improve the working environment in the City Prosecution Office;

WHEREAS, in an Annotation dated April 07, 2022, the City Legal Office finds nothing legally objectionable in the said Deed of Donation and that the same is not contrary law, morals, public order, or public policy much less detrimental to the best interest of Ormoc City;



WHEREAS, the donor is the owner of one Floor Standing Air-conditioning Unit and 3 Window Type Airconditioning Units;

WHEREAS, the donor recognizes and supports the noble task of the donee to uphold the rule of law through fair, expeditious and timely judicial process, and as well as effective and efficient administration of justice;

WHEREAS, the donor desires to assist the donee and give further impetus to the performance by the latter of its mandates;

WHEREAS, the donee accepts the donation of four air-conditioning units and expresses its gratitude and appreciation for the support, kindness, and liberality of the donor;

WHEREAS, said donation is not in violation to election rules and regulations and that the donation is not one of those prohibited disbursement or expenditure of public funds under COMELEC Resolution No. 10747;

WHEREAS, this Sanggunian, upon thorough review and examination of the aforementioned Deed of Donation 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, improves the working environment of the City Prosecution Office-Ormoc City, thus, deserving of this august Body's prompt and favorable consideration;

WHEREFORE, on motion of SP Member Nolito M. Quilang, Chairman of the Committee on Laws and Ordinances, severally seconded by SP Members Roiland H. Villasencio, Jasper M. Lucero, Gregorio G. Yrastorza III 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 SIGN THE DEED OF DONATION TO BE MADE AND EXECUTED BY AND BETWEEN THE CITY GOVERNMENT OF ORMOC, REFERRED TO AS THE "DONOR" AND THE CITY PROSECUTION OFFICE-ORMOC CITY, REFERRED TO AS THE "DONEE", FOR THE DONATION OF FOUR (4) AIRCONDITIONING UNITS;

ADOPTED, April 19, 2022.

RESOLVED FURTHER, that a copy of the final and notarized Deed of Donation be submitted to this Sanggunian for its information and files;

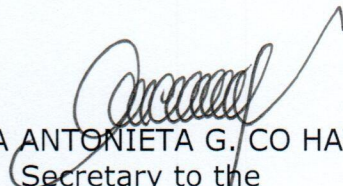
RESOLVED FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc, Richard I. Gomez; the City Administrator; the City Legal Office; the City Prosecution Office-Ormoc City; the City Local Government Operations Officer - DILG; and other offices concerned for the information and guidance;

CARRIED UNANIMOUSLY.

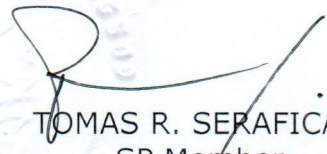




I HEREBY CERTIFY to the correctness of the above resolution.

  
MARIA ANTONIETA G. CO HAT  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:

  
TOMAS R. SERAFICA  
SP Member  
Presiding Officer "Pro-Tempore"



**DEED OF DONATION**

KNOW ALL MEN BY THESE PRESENTS:

This DEED OF DONATION , made and executed by :

LOCAL GOVERNMENT UNIT OF ORMOC , a juridical entity existing in accordance with pertinent laws, represented herein by RICHARD I. GOMEZ, of legal age, Filipino and a resident of Ormoc City , herein after to as the "DONOR" ;

-IN FAVOR OF -

The CITY PROSECUTION OFFICE ORMOC CITY , a government agency of the Republic of the Philippines, with office at the Ormoc City Hall of Justice, Barangay District 12, Ormoc City, represented in this deed by BENJAMIN S. PONGOS JR., City Prosecutor , hereinafter referred to as the "DONEE",

WITNESSETH , that:

WHEREAS , the DONOR is the owner of a Floor Standing and Window Type Airconditioning Unit with the following specifications:

1 lot-Supply and Installation of Airconditioning Units  
 1 Unit -4 hp, Inverter, Floor Standing  
 220V , 1ph, 60Hz,  
 Non-Inverter, Refrigerant R410a  
 1 Unit-1.5hp, Window Type,  
 220v, 1ph, 60Hz w/ Remote Control  
 Non-Inverter, Refrigerant R410a  
 2 Unit-15hp, Window Type  
 220V, 1ph,60 Hz with Remote Control  
 Inverter, Refrigerant R32  
 Include :Installation of air-conditioning units  
 Fabrication of brackets and supports  
 Fabrication and Installation of drain lines  
 Fabrication and connection of copper tubing  
 Electrical Supply for circuit breaker only  
 Commissioning and Testing  
 Including excess piping  
 OFFER : Carrier General Royal Window Type  
 MODEL: CFE 04-230-REM-CAR SERIAL #:3621- 0215630  
 OUTDOOR:38ASCCAR04HENSOUNO SERIAL #:3821-0236497

WHEREAS, the DONOR recognizes and supports the noble task of the DONEE to uphold the rule of law through fair, expeditious and timely judicial process, and effective and efficient administration of justice;

REVIEWED

WHEREAS, the DONOR desires to assist the DONEE and give further impetus to the performance by the latter of its mandates,

NOW, THEREFORE , for and in consideration of the foregoing premises and due to the magnanimity of the DONOR , the latter hereby transfers and conveys unto the DONEE ,by way of DONATION, the equipment as stated above, subject to the conditions that:

Drafted by CLO

a. The DONEE shall, at its own expense, maintain the donated equipment and exercise all measures to ensure that the said equipment are in functioning condition at all times:

b. Observe all legal provisions relative to the use , ownership and possession of the donated item with the policy, moral and proper agency (ies) / department(s);

c. Devote the use of the equipment only for and within the CITY PROSECUTION OFFICE of Ormoc;

d. Free the DONOR from any and all liability that may arise from the use and possession of the said equipment whether by the DONEE's authorized personnel or otherwise;

BY: RICHARD I. GOMEZ, City Prosecutor  
 S. PONGOS JR., City Prosecutor

DATE: APR 07 2022



In the event that the conditions of the donation, as contained herein, are not complied with by the DONEE within thirty (30) days after the latter's failure to comply with the same is brought to its attention, this donation shall be automatically revoked and rendered ineffective and the DONOR shall regain ownership over the equipment and shall have the right to reover possession of the same.

The DONEE hereby accepts the donation of the equipment as listed herein together with the conditions herein imposed, and hereby expresses its gratitude and appreciation for the support, kindness and liberality of the DONOR.

IN WITNESS WHEREOF, we have hereunto set our hands, this \_\_\_\_\_ at \_\_\_\_\_, Philippines.

LOCAL GOVERNMENT UNIT OF ORMOC

represented herein by  
**RICHARD I. GOMEZ, DPA**  
SP Resolution No.2022-\_\_\_\_\_  
And subject to further ratification

CITY PROSECUTIN OFFICE ORMOC

Represented herein by  
**BENJAMIN S. PONGOS JR.**

SIGNED IN THE PRESENCE OF :

ACKNOWLEDGEMENT

Republic of the Philippines)  
\_\_\_\_\_)S.S.

BEFORE ME, a Notary Public for the \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_ 2018, personally appeared the following, with competent evidence of identity:

PARTY	COMPETENT EVIDENCE OF IDENTITY
RICHARD I. GOMEZ	UMID
BENJAMIN S. PONGOS JR.	

REVIEWED

ORMOC CITY LEGAL OFFICE

Known to be the same persons who executed the foregoing Deed of Donation, consisting of three (3) pages including the page on which this acknowledgement is written, and they acknowledged to me that the same is their free and voluntary act and deed.

Separate Opinion

IN WITNESS WHEREOF, we have hereunto set our hands and seal at the place and date first above written.

Doc. No. \_\_\_\_\_

Page No. \_\_\_\_\_

Book No. \_\_\_\_\_

Series of 2018.

policy, moral.

Amendments/Revisions

EVA CRISTINE O. AGAL

DATE: APR 07 2022