

REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC

VICE MAYOR'S OFFICE  
LGU - ORMOC  
RECEIVED: 11/8/22  
DATE: 11/8/22  
TIME: 11/8/22

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 JUNE 07, 2022

SANGGUNIANG PANLUNGSOD  
RECORDS SECTION  
RECEIVED  
DATE: JUN 09 2022  
BY: [Signature]  
LUNGSOD NG ORMOC

PRESENT:

Leo Carmelo L. Locsin, Jr.  
Roiland H. Villasencio,  
Tomas R. Serafica,  
Nolito M. Quilang,  
Eusebio Gerardo S. Penserga,  
Jasper M. Lucero,  
Vincent L. Rama,  
Lalaine A. Marcos,  
Esteban V. Laurente,

City Vice Mayor & Presiding Officer  
SP Member, Majority Floor Leader  
SP Member, Presiding Officer "Pro-Tempore"  
SP Member, 1<sup>st</sup> Asst. Majority Floor Leader  
SP Member, 2<sup>nd</sup> Asst. Majority Floor Leader  
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:

Peter M. Rodriguez,  
Gregorio G. Yrastorza III,

SP Member  
SP Member

RESOLUTION NO. 2022-140

**A RESOLUTION GRANTING THE CITY MAYOR RICHARD I. GOMEZ OR HIS REPRESENTATIVE THE AUTHORITY TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT (MOA) BY AND BETWEEN THE LOCAL GOVERNMENT OF ORMOC CITY (LGU-ORMOC) AND ORMOC ANIMAL RAISERS ASSOCIATION (OARA) FOR THE OVER-ALL MANAGEMENT OF THE CITY DOG POUND AND ITS FACILITY, AUGMENTATION OF THE LGU-ORMOC DOG POUND MANAGEMENT CAPABILITIES AND HEALTH MANAGEMENT OF IMPOUNDED DOGS**

WHEREAS, the 15<sup>TH</sup> Sangguniang Panlungsod ng Ormoc received an endorsement letter from the Office of the City Mayor on June 6, 2022 for consideration of a Memorandum of Agreement (MOA) to be entered into by and between the Local Government Of Ormoc City (LGU-ORMOC) and Ormoc Animal Raisers Association (OARA) for the over-all management of the City Dog Pound and its facility, augmentation of the LGU-ORMOC dog pound management capabilities and health management of impounded dogs, a copy of the MOA is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, Republic Act 7160 or the Local Government Code of the Philippines declares that Local Government Units shall serve as effective partners in the attainment of national goals and that their capabilities should be enhanced by providing them with opportunities to participate actively and directly in the implementation of national programs and projects;

[Signature]



WHEREAS, the LGU-ORMOC is actively participating in the programs and activities of the Department of Agriculture - Bureau of Animal Industry in its territorial jurisdiction and regularly provided for assistance in terms, but not limited to, on the prevention, control and management of animal diseases. And one of the programs is the Rabies Prevention, Control and Eradication Program;

WHEREAS, Section 2 of R.A. 9482 (The Anti-rabies Act of 2007) mandates local government units to have a control over all stray animals through a local ordinance enacted for this purpose;

WHEREAS, unregistered, stray or unvaccinated dogs and other animals shall be impounded in the LGU designated impounding area and properly disposed of in any manner authorized, subject to the pertinent provisions of Republic Act No. 8485, otherwise known as the "Animal Welfare Act of 1998", taking into consideration the minimum standards for the maintenance of such facilities;

WHEREAS, the City of Ormoc has an existing DOG POUND facility located in Brgy. Cagbuhangin, Ormoc City in compliance to the mandate of R.A. 9482 and to carry-on with the activities of eliminating stray dogs and housing it in the facility in accordance to the Animal Welfare Act;

WHEREAS, the ORMOC ANIMAL RAISERS ASSOCIATION accredited by the city was chosen or tapped by the LGU-ORMOC to manage the CITY DOG POUND and to effectively augment our capabilities on dog pound management and health management of impounded dogs prior to its release to the owner who redeem the dogs and prior to adoption of the dog by an interested individual;

WHEREAS, the ORMOC ANIMAL RAISERS ASSOCIATION considered as a non-government organization or association composed of individual with love and compassion on animals, will be working with LGU-ORMOC in close coordination with the Office of the City Veterinarian to accomplish the following visions:

- a. Bring about a compassionate society giving voice to the voiceless, abused and maltreated animals;
- b. Spread awareness on Responsible Pet Ownership thereby minimizing stray population, human rabies cases and stray related accidents;
- c. Build a strong relationship with the Ormoc Government and among affiliated parties;
- d. Influence individuals in various areas in Leyte to pioneer in constructing shelters in their respective places and further achieving a fur friendlier community;
- e. Raise dogs that are well-taken care holistically;

WHEREAS, after review of the draft MOA by the City Legal Officer of the City she finds nothing legally objectionable therein considering that the same is in order, not contrary to law, morals or public policy;

WHEREAS, upon close and thorough review, this Sanggunian finds that the aforementioned MOA is advantageous and for the best interest of the City and to the community as a whole;

NOW THEREFORE, on joint motion of SP Member Tomas R. Serafica, Chairman of the Committee on Agriculture, Fisheries, and Agrarian Reform and SP Member Nolito M. Quilang, Chairman of the Committee on Laws and Ordinances, severally seconded by SP Members Vincent L. Rama, Eusebio Gerardo S. Penserga, Lalaine A. Marcos and Roiland H. Villasencio; be it





RESOLVED as it is hereby to pass A RESOLUTION GRANTING THE CITY MAYOR RICHARD I. GOMEZ OR HIS REPRESENTATIVE THE AUTHORITY TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT (MOA) BY AND BETWEEN THE LOCAL GOVERNMENT OF ORMOC CITY (LGU-ORMOC) AND ORMOC ANIMAL RAISERS ASSOCIATION (OARA) FOR THE OVER-ALL MANAGEMENT OF THE CITY DOG POUND AND ITS FACILITY, AUGMENTATION OF THE LGU-ORMOC DOG POUND MANAGEMENT CAPABILITIES AND HEALTH MANAGEMENT OF IMPOUNDED DOGS;

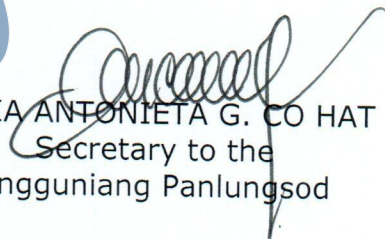
ADOPTED, June 07, 2022.

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


RESOLVED FINALLY, that copies of this resolution be furnished each to the City Mayor; City Administrator; City Legal Officer; City Veterinary Office; City Agriculture Office; the Ormoc Animal Raisers Association (OARA); the City Local Government Operations Officer-DILG; for their information and guidance.

CARRIED by Seven (7) Affirmative Votes with Two (2) Inhibitions registered, by SP Members Jasper M. Lucero and Esteban V. Laurente.

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



MEMORANDUM OF AGREEMENT

This Memorandum of Agreement (hereinafter referred to as "MOA") is made and entered into by and between the;

The **LOCAL GOVERNMENT UNIT OF ORMOC CITY, LEYTE** with office address at New City Hall Building, Aunubing St., Brgy. Cogon, Ormoc City, Leyte, represented by **HONORABLE MAYOR RICHARD I. GOMEZ**, hereinafter referred to as "**LGU - ORMOC**",

and

The **ORMOC ANIMAL RAISERS ASSOCIATION (OARA)** with DOLE Registration Certificate No. R08-WLFO-2021-12-WA-1833 and with office address at Brgy. Cagbuhangin, Ormoc City, Leyte, represented by **MR. EFREN R. MENCIDE, JR.**, President of the association herein referred to as "**WORKERS ASSOCIATION**"

WITNESSETH:

WHEREAS, the purpose of this MOA is to establish the terms and conditions under which the LGU-Ormoc through the CITY VETERINARY OFFICE and the ORMOC ANIMAL RAISERS ASSOCIATION will meet and function.

WHEREAS, Republic Act 7160 or the Local Government Code of the Philippines declares that Local Government Units shall serve as effective partners in the attainment of national goals and that their capabilities should be enhanced by providing them with opportunities to participate actively and directly in the implementation of national programs and projects;

WHEREAS, the LGU-Ormoc is actively participating in the programs and activities of the Department of Agriculture - Bureau of Animal Industry in its territorial jurisdiction and regularly provided for assistance in terms, but not limited to, on the prevention, control and management of animal diseases. And one of the programs is the Rabies Prevention, Control and Eradication Program;

WHEREAS, Section 2 of R.A. 9482 (The Anti-rabies Act of 2007) mandates local government units to have a control over all stray animals through a local ordinance enacted for this purpose;

WHEREAS, unregistered, stray or unvaccinated dogs and other animals shall be impounded in the LGU designated impounding area and properly disposed of in any manner authorized, subject to the pertinent provisions of Republic Act No. 8485, otherwise known as the "Animal Welfare Act of 1998", taking into consideration the minimum standards for the maintenance of such facilities;

Drafted by CLO

WHEREAS, the city of Ormoc has an existing DOG POUND facility located in Brgy. Cagbuhangin, Ormoc City in compliance to the mandate of R.A. 9482 and to carry on with the activities of eliminating stray dogs and housing it in the facility in accordance to the Animal Welfare Act;

Amendments/Revisions

EVA CRISTINE G. PAGAL

BY: DATE:



WHEREAS, the ORMOC ANIMAL RAISERS ASSOCIATION was chosen or tapped by the LGU-Ormoc to manage the CITY DOG POUND and to effectively augment our capabilities on dog pound management and health management of impounded dogs prior to its release to the owner who redeem the dogs and prior to adoption of the dog by an interested individual;

WHEREAS, the ORMOC ANIMAL RAISERS ASSOCIATION considered as a non-government organization or association composed of individual with love and compassion on animals, will be working with Ormoc City in close coordination with the Office of the City Veterinarian to accomplish the following visions:

- a. Bring about a compassionate society giving voice to the voiceless, abused and maltreated animals;
- b. Spread awareness on Responsible Pet Ownership thereby minimizing stray population, human rabies cases and stray related accidents;
- c. Build a strong relationship with the Ormoc Government and among affiliated parties;
- d. Influence individuals in various areas in Leyte to pioneer in constructing shelters in their respective places and further achieving a fur friendlier community;
- e. Raise dogs that are well-taken care holistically.

ARTICLE I

Term of the Memorandum of Agreement

This MOA is effective upon the day and date last signed and executed by the duly authorized representatives of the parties and the governing bodies of the respective parties and shall remain in full force and effect indefinitely unless otherwise revoked or cancelled by both parties. This MOA may be terminated, without cause, by either party upon written notice to the other party at least thirty (30) days prior to the intended date of termination.

ARTICLE II

Responsibilities and Obligations of the Parties

A. The LGU-ORMOC through the City Veterinary Office shall:

- 1. Coordinate with the Ormoc Animal Raisers Association (OARA) with regards with the activity of the Office of City Veterinarian with emphasis on the dog catching and impounding activity, and provide a document for the proper turn-over of the stray dogs caught for keeping at the dog pound;
- 2. Assist the Ormoc Animal Raisers Association in the conduct of information and education campaign with regards to responsible pet ownership and the local rabies prevention, control and eradication program to identified barangays and group of people;
- 3. Conducts spay and neuter activities and dog vaccinations as requested by the OARA;
- 4. Provide other support/assistance, as maybe required by the Ormoc Animal Raisers Association to ensure the efficient management of the dog pound and its facility as well as on the successful implementation of the Local Rabies Prevention, Control and Eradication Program and Animal Welfare Act; Implement the Republic Act 9482 and the local anti-rabies ordinance;

REVIEWED

ORMOC CITY LEGAL OFFICE

Approved

Separate Opinion

Drafted by

Not contrary to laws, public policy, moral

Amendment/Revision

EVA CRISTINE G. PSAL

BY: DATE:



6. The ownership of the DOG POUND and its facility remains in the LGU-Ormoc and is responsible in the repair and maintenance of the same;

**B. The ORMOC ANIMAL RAISERS ASSOCIATION (OARA) shall:**

1. Be responsible in the efficient over-all management of the dog pound and its facility. May carry-out improvement of the facility at their own expense depending on their financial capability if they found it very necessary in the efficient management, provided, they will seek first the approval of the LGU-Ormoc;
2. Be responsible in the cleanliness and sanitation of the dog pound and in providing the basic needs of the impounded animals and the five freedoms of animal welfare;
3. To put in writing any request for assistance that may be needed in the efficient management of the dog pound such as, but not limited to repair and maintenance of the building and its facility;
4. Be responsible and accountable in keeping of the impounded dogs. Newly turn-over dogs must be kept within three (3) days to give time to the owner of the dog to redeem upon presentation of an official receipt issued by the Ormoc City Treasurer's Office;
5. Help and facilitate in the conduct of information and education campaign on responsible pet ownership and rabies program at identified barangays of Ormoc;
6. Assist in the conduct of Spay and Neuter activities in the dog pound as a component in dog population control measures prior to its re-homing and release for adoption;
7. Be responsible and transparent in reporting and accounting the donations extended to the association from local and foreign individuals or companies be it in the form of goods or in monetary form.
8. Submit a monthly report to the City Veterinary Office as to how many were adopted, redeemed, donated to institutions, escaped from the facility and those euthanized for proper head count and monitoring of impounded dogs in compliance to RA 9482.

**ARTICLE III**  
**General Provisions**

1. **Amendments.** Either party may request changes to this MOA. Any changes, modifications, revisions or amendments to this MOA which are mutually agreed upon by and between the parties, shall be incorporated by written instrument, and effective when executed and signed by all parties.

REVIEWED  
ORMOC CITY LEGAL OFFICE

2. **Applicable Law.** The construction, interpretation and enforcement of this MOA shall be governed by the laws of the Local Government Unit of Ormoc City (LGU-Ormoc). The City Legal Office of the LGU-Ormoc shall have jurisdiction over any action arising out of this MOA and over the parties, and the venue shall be the in the appropriate courts in Ormoc City which shall have jurisdiction over the case to the exclusion of other courts.

Approved  
Separate Opinion  
Drafted by  
Not contrary to laws, public

**Entirety of Agreement.** This MOA, consisting of four (4) pages, represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations and agreements, whether written or oral.

EVA CRISTINE G. PAGAL

BY: Attorney III, Ormoc City Legal Office

DATE: \_\_\_\_\_





4. **Severability.** Should any portion of this MOA be judicially determined to be illegal or unenforceable, the remainder of the MOA shall continue in full force and effect, and either party may renegotiate the terms affected by the severance.

**ARTICLE IV**  
**Signatures**

In witness whereof, the parties through their duly authorized representatives have executed this MOA on the days and dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this MOA as set forth herein.

The effective date of this MOA is the date of the signature last affixed to this page.

[LGU- ORMOC CITY]

[ORMOC ANIMAL RAISERS ASSOCIATION]

**HON. RICHARD I. GOMEZ**

Mayor  
Ormoc City

**MR. EFREN R. MENCIDE, JR.**

President  
Ormoc Animal Raisers Assoc.  
(OARA)

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Witnessed By:

**JOSE ARNIL C. CORONG, DVM**

OIC – City Veterinarian  
City Veterinary Office  
Ormoc City, Leyte

**PATRICK JAMES CRUZ**

Vice-President (OARA)  
Ormoc City

REVIEWED

ORMOC CITY LEGAL OFFICE

\_\_\_\_ Approved

\_\_\_\_ Separate Opinion

\_\_\_\_ Drafted by CLO

\_\_\_\_ Not contrary to laws, public  
policy, moral.

\_\_\_\_ Amendments/Revisions

EVA CRISTINE G. PAGAL

By: \_\_\_\_\_ DATE: \_\_\_\_\_