

Republic of the Philippines  
Province of Davao del Norte  
**CITY OF TAGUM**

**BEFORE THE `SANGGUNIANG PANLUNGSOD`**

**EXCERPT FROM THE MINUTES OF THE 115<sup>th</sup> REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD AT THE SP SESSION HALL ON OCTOBER 16, 2000.**

**PRESENT:**

Hon. GERARDO R. RACHO, JR.,	City Vice Mayor (Presiding Officer)
Hon. FORTUNATO A. DAYOT,	Member
Hon. ALLAN L. RELLON,	Member
Hon. ALFREDO D. DE VEYRA,	Member
Hon. REYNALDO P. ALBA,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. AGRIPINO G. COQUILLA, JR.,	Member
Hon. GETERITO T. GEMENTIZA,	Member
Hon. TRISTAN ROYCE R. AALA,	Member
Hon. FRANCISCO C. REMITAR,	Member (ABC Representative)

**ON OFFICIAL BUSINESS:**

Hon. MACARIO A. BERMUDEZ, 11,	Member
Hon. REY CYRIL T. ALBA,	Member (SK Representative)

**CITY ORDINANCE NO. 38, S-2000**

**AN ORDINANCE DECLARING THE TAGUM CITY ASPHALT AND CONCRETE BATCHING PLANT AS AN ECONOMIC ENTERPRISE AND CREATING A MARKETING AND ADVISORY COMMITTEE AND FOR OTHER PURPOSES.**

**BE IT ENACTED** by the Sangguniang Panlungsod of Tagum in session assembled that:

**SECTION 1. TITLE** – This Ordinance shall be known as “**AN ORDINANCE DECLARING THE TAGUM CITY ASPHALT AND CONCRETE BATCHING PLANT AS AN ECONOMIC ENTERPRISE AND CREATING A MARKETING AND ADVISORY COMMITTEE AND FOR OTHER PURPOSES.**”

**SECTION 2. STATEMENT OF POLICY** – Pursuant to the powers and authority granted to the local government units by virtue of R.A. 7160, the City Government of Tagum shall endeavor to be self-reliant and shall establish viable economic enterprises in order to augment its resources, generate employment

**SECTION 3. ASPHALT AND CONCRETE BATCHING PLANT AS ECONOMIC ENTERPRISE** – The *state-of-the-art* asphalt and concrete batching plant of the City Government of Tagum shall operate as a viable economic enterprise. The profits or income derived from its operation shall be deposited as *trust fund* to be utilized in its maintenance & operation, repayment of the loan, payment of personnel services, acquisition of additional equipment, and other related expenses for the sustainability of the plant.

**SECTION 4. CREATION OF A MARKETING & ADVISORY COMMITTEE** – A marketing and advisory committee shall be created for the proper operation of the plant. The composition of the Marketing & Advisory Committee shall be as follows:

- Chairman - City Mayor
- Vice Chairman - SP Chairman, Committee on Economic Enterprise
- Members :
  1. City Engineer
  2. City Legal Officer
  3. City Budget Officer
  4. City Treasurer
  5. City Accountant
  6. General Services Officer
  7. Representative from NGO

**SECTION 5. DUTIES AND FUNCTIONS** – The following shall be the duties and functions of the Marketing & Advisory Committee:

1. Formulate and develop strategies beneficial to the City Government in the implementation of the proposed project;
2. Represent the City Government in economical governance in the implementation of the program and/or projects with other LGU/s or private sector/s;
3. Determine the project cost, expenditures, the income projected and other services involving the proposed project, subject to amendments as the need arises;
4. Review contracts and formulate measures to be entered by the City Government with other LGU/s or private sector/s;
5. Supervise and monitor the implementation of the project and provide technical assistance to the project management;
6. Shall maintain separate books and depository accounts in the

7. The Chairman shall be authorized to sign contracts with other LGU/private sector desiring to buy both ready mix asphalt & concrete; and
8. Perform such duties and exercise such functions which are necessary or incidental to achieve the objectives of this ordinance or as may be authorized by the Local Chief Executive or by law.

**SECTION 6.** The Chairman, Vice-Chairman and Members of the Marketing & Advisory Committee shall receive an honorarium of P 2,000.00 maximum for every project outside of Tagum City or projects other than those undertaken by administration, whose project cost is not less than P 200,000.00, excluding projects of the City Government;

**SECTION 7. SEPARABILITY CLAUSE** – Should any provision of this Ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, those parts or provisions hereof which are not affected thereby shall be in full force.

**SECTION 8. REPEALING CLAUSE** – Any ordinance, resolution, order, issuance or pertinent law contradicting this ordinance is hereby repealed.

**SECTION 9. EFFECTIVITY CLAUSE** – This ordinance shall take effect immediately upon approval.

**UNANIMOUSLY CARRIED.**

**ENACTED AND PASSED** this 16<sup>th</sup> day of October 2000.

**I HEREBY CERTIFY** to the correctness of the foregoing.

(Sgd) **CARMEN B. APURA**  
Secretary to the Sanggunian

**ATTESTED:**

(Sgd) **GERARDO R. RACHO, JR.**  
City Vice Mayor  
(Presiding Officer)

**APPROVED:**

