

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

BEFORE THE 4TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 65TH REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON OCTOBER 20, 2008 AT THE SP SESSION HALL.

PRESENT:

Hon. ALLAN L. RELLON, MPA,	City Vice Mayor (Presiding Officer)
Hon. MARIA LINA F. BAURA,	Member
Hon. ROBERT L. SO,	Member
Hon. DE CARLO L. UY,	Member
Hon. RAYMOND JOEY D. MILLAN,	Member
Hon. VICENTE C. ELIOT, SR.,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. ALAN D. ZULUETA,	Member
Hon. NICANDRO T. SUAYBAGUIO, JR.,	Member
Hon. REYNALDO T. SALVE,	Member
Hon. FRANCISCO C. REMITAR,	Member
Hon. CYRIL LEONARD L. MURING,	Member (SKF Representative)
Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)

RESOLUTION NO. 514, s-2008

“A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. REY T. UY TO ENTER INTO AND SIGN FOR AND IN BEHALF OF THE CITY GOVERNMENT OF TAGUM A MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF HEALTH – BUREAU OF FOOD AND DRUGS (DOH-BFAD) REPRESENTED BY TEOGENES F. BALUMA, MD, MHA, MDM, FPCHA FOR THE IMPLEMENTATION OF THE DOH-BFAD PROJECT.”

WHEREAS, the DOH has established the Bureau of Food and Drugs (BFAD) Mindanao Satellite Laboratory which is located at Apokon, Tagum City;

WHEREAS, in the implementation of the DOH-BFAD project the DOH ensures the financial allocation and the City of Tagum guarantees technical assistance as stated in the MOA;

NOW THEREFORE, be it resolved by the 4th City Council of Tagum to authorize the City Mayor, Hon. Rey T. Uy to enter into and sign for and in behalf of the City Government of Tagum a Memorandum of Agreement with the Department of Health – Bureau of Food and Drugs (DOH-BFAD) represented by Teogenes F. Baluma, MD, MHA, MDM, FPCHA for the implementation of the DOH-BFAD Project.

RESOLVED FURTHER, that the full text of the Memorandum of Agreement (MOA) shall be read as follows:

MEMORANDUM OF AGREEMENT (MOA)

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement (MOA) entered into by and between:

The DEPARTMENT OF HEALTH – Center for Health Development for Davao Region, a government agency created and existing under the laws of the Republic of the Philippines, represented by the Regional Director, TEOGENES F. BALUMA, MD, MHA, MDM, FPCHA (herein after referred to as “DOH”);

-and-

The CITY GOVERNMENT OF TAGUM, duly created and existing under the laws of the Philippines, hereinafter represented by HON. REY T. UY, City Mayor, duly authorized per Sangguniang Panlungsod Resolution No. _____, series of 2008, (hereinafter referred to as “LGU”).

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WITNESSETH:

WHEREAS, the DOH has established the Bureau of Food and Drugs (BFAD) – Mindanao Satellite Laboratory which is located at Barangay Apokon, Tagum City and has allocated the amount of One Million Five Hundred Forty Eight Thousand Pesos (P 1,548,000.00) from its fund to construct a support building facilities;

WHEREAS, the LGU which had been instrumental in setting-up the BFAD-Mindanao Satellite Laboratory facility, has the technical capability to undertake civil work projects and had expressed willingness to assist DOH in the same;

WHEREAS, it is economical and advantageous to the government if the DOH directly contracts the services of the LGU to undertake the implementation of priority development projects;

NOW THEREFORE, for and in consideration of the foregoing premises, and covenants hereunto set forth, the parties hereto agreed, as they agree as follows:

ARTICLE 1 PROJECT COVERAGE

Section 1.1 - This MOA covers the implementation by the LGU of the DOH project herein referred to as the PROJECT;

ARTICLE 11 – PROJECT IMPLEMENTATION

Section 2.1 - The LGU shall assist the DOH in the detailed engineering works and implement the PROJECT by administration only, in accordance with the Program of Work, Plans, Specifications. Project Cost and Time Duration approved by the DOH official concerned, which are incorporated into this MOA as Annex 1;

Section 2.2 - The LGU shall start, to the extent feasible, use labor-based equipment supported methods in implementing the Project;

Section 2.3 - The LGU shall start the Project within fifteen (15) days from the approval of the MOA and shall complete the Project within the Time Duration prescribed in Annex 1;

Section 2.4 - Upon completion of the Project, the LGU shall submit to the DOH a Certificate stating that the work had been completed per approved Program of Work, Plans, Specifications prescribed in Annex 1;

ARTICLE 111 – PROJECT FUNDING

Section 3.1 - The DOH shall release a Certificate of Availability of Funds (CAF) to the LGU covering the amount of One Million Five Hundred Forty Eight Thousand Pesos (P 1,548,000.00) equivalent to the approved Project Cost. The CAF shall serve as the obligational authority of the LGU to implement the Project;

Section 3.2 - The DOH shall release 100% of project fund equivalent to One Million Five Hundred Forty Eight Thousand Pesos (P 1,548,000.00) upon submission of the approved MOA, plans, and Program of Work (POW);

Section 3.3 - The LGU shall take up in its Book of Accounts the said amount as Trust Account to be used specifically for the intended purpose;

Section 3.4 - The LGU shall be fully accountable for all funds of the Project released to it by the DOH and shall submit audited monthly Financial Utilization Report and Physical Accomplishment Report until final completion of the Project.

IN WITNESS WHEREOF, the parties do hereby affix their genuine voluntary signature this ____ day of _____, 2008.

DOH-CHD Davao Region:

By:

TEOGENES F. BALUMA, MD, MHA, MDM, FPCHA
Regional Director

LGU – Tagum City

By:

HON. REY T. UY
City Mayor

Approved by:

LETICIA BARBARA B. GUTIERREZ, M.S.
BFAD Director

Signed in the presence of:

EVELYN G. ISIDRO
Officer-In-Charge
Management Support Division

ENGR. GILBERT S. MAMBULAO, SR.
City Engineer
Tagum City

ROSALINDA R. DELA CRUZ
Accountant 111

RAMIL Y. TIU
City Accountant

ACKNOWLEDGEMENT

Republic of the Philippines)
Province of Davao del Norte)
City of Tagum)

BEFORE ME, a Notary Public, personally appeared REY T. UY with BIR TIN 102-303-121 and TEOGENES F. BALUMA, MD, MHA, MDM, FPCHA, with PRC No. _____ issued on _____, known to me and known to be the same persons who executed this instrument consisting of three (3) pages including this page whereon the acknowledgement is written, and acknowledged to me that the same is their free act and voluntary deed and of the entity herein presented.

WITNESS MY HAND AND SEAL on the date at the place first above written.

NOTARY PUBLIC

Doc. No. _____
Page No. _____
Book No. _____
Series of 2008.

CARRIED AND APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing.

(Sgd) **REY A. BUHION**
Secretary to the Sanggunian

**ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:**

(Sgd) **ALLAN L. RELLON, MPA**
City Vice Mayor
(Presiding Officer)