

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

BEFORE THE 4th CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 108th REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD AT THE SP SESSION HALL ON AUGUST 24, 2009.

PRESENT:

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

ON LEAVE:

Hon. MARIA LINA F. BAURA, CPA,	Member
--------------------------------	--------

ON OFFICIAL BUSINESS:

Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)
---------------------------	-----------------------------

RESOLUTION NO. 865, S-2009

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 THE MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF EDUCATION TO SET UP A LIBRARY HUB IN THE SCHOOL DIVISION OF TAGUM CITY.

WHEREAS, every local government unit shall exercise the powers expressly granted in the constitution for its efficient and effective governance essential to the promotion of the general welfare;

WHEREAS, the City Government of Tagum and the Department of Education deemed it necessary to set up a library hub to address this basic education need even without access to libraries and that the DepED recognizes the need to support these local initiatives by having reading materials and literacy programs like Project REY and Lets Learn;

WHEREAS, this local government unit recognizes the fact that there is a hindrance to the universal promotion of reading and reading habits in the Philippines particularly in this side of the country;

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

**MEMORANDUM OF AGREEMENT
LIBRARY HUB PROJECT**

KNOW ALL MEN BY THESE PRESENTS:

The DEPARTMENT OF EDUCATION, a government department/agency within the executive branch of government created by law, with head office at the DepEd Complex, Meralco Avenue, Pasig City, Philippines and represented by its Schools Division Superintendent, NENITA E. LUMAAD,

WHEREAS, the DepED has the primary role and responsibility of carrying out the constitutional right to quality education for all Filipino children;

WHEREAS, an essential part of the education of every child is the ability to read with comprehension which is a lifelong learning or foundation skill;

WHEREAS, the DepED capital acknowledge that a major impediment to the universal promotion of reading and reading habits in the country is the lack of libraries that would make available to all readers appropriate reading materials. Further, the DepED realizes that the cost of setting up libraries in all 42,000 plus public schools in the country is prohibitive and will take years to become a reality;

WHEREAS, there are schools through their Local Government Units that have set-up school-based reading programs to address this basic education need even without access to libraries and that the DepED recognizes the need to support these local initiatives by having reading materials readily accessible and available to these schools;

WHEREAS, the City recognizes its role as partner to public education, providing support thereto through the Special Education Fund and utilized this funds for construction of school buildings complete with furniture and equipment and initiated reading literacy programs like project REY and LETS LEARN;

WHEREAS, the City is the owner of the Library Hub building located at Tagum City National High School, a facility that can service the reading needs of the children of the city;

NOW THEREFORE, the DepED and the City willingly and voluntarily enter into this Memorandum of Agreement with the following terms and conditions.

SECTION 1. OBLIGATION OF THE DepED

1. For the DepED : To set up a Library Hub in the Schools Division of Tagum City with 10,000 copies of books and supplementary reading materials to be made available to the city's 31 (thirty one) elementary schools (first phase) and 7 (seven) secondary schools (second phase);
2. The DepEd shall provide the technical design and specifications of the Hub building including the furniture and equipment;
3. The DepED in coordination with the schools division, shall manage the orientation-training for teacher-librarians on the Hubs operation, in the Division.

SECTION 2. OBLIGATION OF THE CITY

1. The City shall provide the DepED rent-free use of the entire floor of the said building measuring 300 square meters including the lobby/parking area for a period of 50 (fifty) years through perpetual use of usufruct agreement;
2. In case of a previously use or occupied infrastructure, the space to be turned over to the DepED shall not contain any furniture, equipment and other items so that it can be used exclusively by the Hub;
3. The City shall renovate the interior as well as construct a proper loading bay leading to the street subject to the approval of the city designated representative and at the local government's expense;
4. The City shall provide a separate meter for electricity and water as well as separate phone lines, the bills for these shall be settled by the Schools Division;
5. The City shall provide the Library Hub with the following features:
 - a. Space for shelving to hold bins of books
 - b. Internet Connectivity
 - c. Book repair and binding section

RESOLUTION NO. 865, s-2009, cont'd:

2. The DepED and the City Government of Tagum, jointly agreed to exert efforts to procure movable furniture for the Hub such as shelves, computer tables, stackable chairs, conference and office tables and chairs, bins, barcode reader/scanner and other equipment that may be deemed necessary for the operations of the hub;
3. The DepED, the schools division and the sponsor agreed to provide the manpower for the Hub;
4. The term of the contract shall be valid from date of signing through MOA;
5. This MOA may be modified by either party provided 30 days written notice is given to other party;
6. Any dispute that may arise for violating the terms and conditions of this MOA shall be adjudicated in the City of Tagum, Philippines.

WHEREFORE, the parties agreed and set their signatures in this Memorandum of Agreement, this ____ day of _____, 2009 in the City of _____, Philippines.

For the DEPARTMENT OF EDUCATION

For the CITY GOVERNMENT OF TAGUM

NENITA E. LUMAAD

Schools Division Superintendent

REY T. UY

City Mayor

Signed in the presence of :

ACKNOWLEDGEMENT

Republic of the Philippines
City of _____

BEFORE ME, this __ day of _____, Philippines, personally appeared _____, with valid Identification Number issued on _____ at _____ and _____, with valid Identification Number _____ issued on _____ at _____, both known to me to be the same persons who executed the foregoing instruments and acknowledged before me that the same is their voluntary act and deed and the entities they respectively represent.

WITNESS MY HAND AND SEAL on the date and the place first above mentioned.

Doc. No. _____
Page No. _____
Book No. _____
Series of 2009.

Notary Public

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:**