

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

BEFORE THE 4TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 117th REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON NOVEMBER 3, 2009 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. NICANDRO T. SUAYBAGUIO, JR.,	Member
Hon. REYNALDO T. SALVE,	Member
Hon. FRANCISCO C. REMITAR,	Member
Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)

ON OFFICIAL BUSINESS:

Hon. ALAN D. ZULUETA,	Member
Hon. CYRIL LEONARD L. MURING,	Member (SKF Representative)

RESOLUTION NO. 942, s-2009

A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. REY T. UY TO SIGN FOR AND IN BEHALF OF THE CITY GOVERNMENT OF TAGUM A MEMORANDUM OF AGREEMENT (MOA) WITH THE LYR GROUP OF COMPANIES AND THE ROTARY CLUB OF TAGUM, BOTH REPRESENTED BY MR. LORENZO C. RUBINOS, JR., THE OPERATIONS MANAGER AND PRESIDENT, BARANGAY MAGUGPO EAST REPRESENTED BY HON. SANTIAGO NEO, PUNONG BARANGAY, FOR THE ECO-TOURISM PROGRAM AT ACCRETION AREA IN BARANGAY MAGUGPO EAST, TAGUM CITY.

WHEREAS, pursuant to Section 16 of the Local Government Code of 1991, every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, it is the policy of the state, within their respective territorial jurisdictions, to ensure and support, among other things, promote health and safety, enhance the right of the people to a balanced ecology and ensure the quality of the environment to preserve the comfort and convenience of their inhabitants;

WHEREAS, under the Local Government Code, the City Government of Tagum, as a local government unit, either acting on its own or in partnership with other agencies or entities is provided with legal basis to initiate and institutionalize their governance on resources arrangement;

WHEREAS, the City Government of Tagum encourages and welcomes the community through other government agencies as well as Non-Government Organizations in preserving and restoring the natural state of the environment;

WHEREAS, LYR Group of Companies and the Rotary Club of Tagum, both Non-Government Organizations in Tagum City, provide social responsibility to support the establishment of forest plantation along the accretion area of Barangay Magugpo East for the protection of the Mother Earth;

RESOLVED FURTHER, that the full text of the Memorandum of Agreement is as follows:

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

The Memorandum of Agreement is made and entered into by and between:

The **CITY GOVERNMENT OF TAGUM**, located at Rizal Street, Magugpo Poblacion, Tagum City, duly represented herein by the City Mayor, REY T. UY, through Sangguniang Panlungsod Resolution No. 942, s-2009, herein referred to as the First Party;

-and-

The **LYR GROUP OF COMPANIES and the ROTARY CLUB OF TAGUM**, both with office address at Gante Road, Barangay Magugpo West, Tagum City, duly represented herein by the Operations Manager/Rotary Club President Mr. LORENZO C. RUBINOS, JR., hereinafter referred to as the Second Party;

The **BARANGAY MAGUGPO EAST** is among the Barangay in the City of Tagum with identified accretion area, represented by Punong Barangay Honorable Santiago T. Neo, through Barangay Resolution No. _____, s-2009, hereunder referred to as the Third Party.

WITNESSETH

WHEREAS, pursuant to Local Government Code of 1991, the City Government of tagum, either acting on their own or in partnership with other agencies is provided with legal basis to initiate and institutionalize their governance on resources arrangement;

WHEREAS, the LYR Group of Companies, and the Rotary Club of Tagum an Organization in Tagum City provide social responsibility to support the establishment of forest plantation and protection of the mother Earth;

WHEREAS, the parties are jointly and severally concerned of their roles and responsibilities in the protection of forest plantation for the Eco-tourism Program at Accretion Area, Barangay Magugpo East, Tagum City and acknowledge the need to properly manage the same not only for ecological and environmental aspect but also for its economic, social, aesthetic, educational and scientific importance as well;

WHEREAS, the parties, recognize that by harnessing collaborative effort, projects can be established more efficiently, and hereby declare to jointly develop the Twenty Five (25) Hectares Forest Plantation purposely for eco-tourism program;

NOW THEREFORE, for and in consideration of the foregoing premises, and by way of formalizing their commitments, the parties hereby agree as follows:

A. ON THE PARTY OF THE FIRST PARTY:

1. Shall raise the Superior Quality Planting Stock Materials in the establishment of Twenty Five (25) Forest Plantation for Eco-Tourism Program at Accretion Area, Barangay Magugpo East, Tagum City;
2. Shall provide Trainings and Seminars as may be needed for the development in conjunction with the establishment of the Twenty Five (25) Hectares Forest Plantation;

RESOLUTION NO. 942, s-2009,cont'd:

B. ON THE PART OF THE SECOND PARTY:

1. Shall assist of the Information and Education Campaign, and provide support for the Training and Seminar for the welfare of the people within Barangay MAgugpo East, and for a better development of our program;
2. Shall adopt Community Based Management Program approach for the sustainability of environmental resources;
3. Shall provide labor counterpart for the planting and maintenance program of the Twenty Five (25) Hectares Forest Plantation at the Accretion Area, Barangay Magugpo East, Tagum City for the Eco-tourism Park;
4. Shall help in the planting of trees in the Twenty Five (25) Hectares for Eco-tourism Park;
5. Shall provide signboard in coordination with the City Government of Tagum.

C. ON THE THIRD PARTY:

1. Shall provide barangay support to the Second Party such as Barangay Laws, Ordinance and Barangay Resolution giving support and assistance to the _____;
2. Shall provide support to the First Party on the protection of forest plantation;
3. Shall abide with the terms and condition stipulated in this agreement.

That this Memorandum of Agreement (MOA) shall be effective for a minimum period of five (5) years and shall continue to be in force unless revoked by any or both parties.

IN WITNESS WHEREOF, the parties hereto have affixed their signatures this ____ day of _____, 2009 at Tagum City, Philippines.

LGU TAGUM CITY

**LYR GROUP OF COMPANIES/
ROTARY CLUB OF TAGUM**

BARANGAY MAGUGPO EAST

Represented by:

Represented by:

Represented by:

REY T. UY
City Mayor

LORENZO C. RUBINOS, JR.
Operations Manager,
LYR Group of Companies/
President, Rotary Club of Tagum

SANTIAGO T. NEO
Punong Barangay

Signed in the presence of:

RAFAEL E. ABRENICA
City Administrator/
Executive Chairman CTFAPA

HON. FRANCISCO C. REMITAR
SP Member/Com. Chair on
Environmental Protection &
Ecology/Member CTFAPA

ACKNOWLEDGMENT

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

BEFORE ME, this ____ day of _____, 2009 at Tagum City personally appeared the following persons, to wit:

N a m e	Tax Cert. No.	Place Issued	Date Issued
Rey T. Uy	_____	_____	_____
Lorenzo C. Rubinos, Jr.	_____	_____	_____
Santiaao T. Neo	_____	_____	_____

Witness my hand and seal on the date and place above stated.

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:**

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

fname:RN94209
ffm**