



Republic of the Philippines
 PROVINCE OF CAGAYAN
 City of Tuguegarao



SEVENTH CITY COUNCIL

EXCERPTS FROM THE MINUTES OF THE 23RD REGULAR SESSION
 OF THE SEVENTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
 HELD ON JANUARY 17, 2017, 9:00 A.M., TUESDAY,
 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

PRESENT:

Hon. Danilo L. Baccay	Acting City Vice Mayor, Temporary Presiding Officer
Hon. Jude T. Bayona	Sangguniang Panlungsod Member
Hon. Kendrick S. Calubaquib	-do-
Hon. Maila Rosario T. Que	-do-
Hon. Arnel T. Arugay	-do-
Hon. Gilbert S. Labang	-do-
Hon. Winnoco R. Abraham	-do-
Hon. Imogen Claire M. Callangan	-do-
Hon. Mary Marjorie P. Martin-Chan	-do-
Hon. Raymund P. Guzman	-do-
Hon. Grace B. Arago	-do-
Hon. Anthony C. Tuddao	-do-
Hon. Jose Pedro G. Velasco	-do-

NOTE:

Hon. Bienvenido C. De Guzman II Acting City Mayor

CITY RESOLUTION NO. 006-2017

A RESOLUTION GRANTING TO THE CITY MAYOR, HON. ATTY. JEFFERSON P. SORIANO, TO SIGN FOR AND ON BEHALF OF THE TUGUEGARAO CITY GOVERNMENT THE DEED OF SALE IN FAVOR OF THE WINNING BIDDER/S FOR AUCTION OF UNSERVICEABLE PROPERTIES SUBJECT TO THE RATIFICATION OF THE SANGGUNIANG PANLUNGSOD

WHEREAS, Section 379 of Republic Act No. 7160, otherwise known as the Local Government Code, specifically provides that *“when a property of any local government unit has become unserviceable for any cause or is no longer needed, it shall, upon application of the officer accountable therefor, be inspected and appraised by the provincial, city or municipal auditor, as the case may be, or his duly authorized representative or that of COA.---xxx*

If found valuable, the same shall be sold at public auction to the highest bidder under the Supervision of the Committee on Awards and in the presence of the provincial, city or municipal auditor or his duly authorized representative ---xxx;

WHEREAS, pursuant to the provisions of Section 10 of the General Provisions of Republic Act No. 8174, disposal of unserviceable, obsolete and/or excess of equipment, supplies and materials is the responsibility of the respective owning Department/Agency;

WHEREAS, the creation of Disposal Committee in each Department and Agencies is provided in Executive Order No. 888 while Executive Order No. 284 stipulated the creation and membership of the Disposal Committee;

WHEREAS, Executive Order No. 309 of 1996 provides that there is a need to expedite the disposal of unserviceable equipment and properties of the government to avoid further deterioration, especially those exposed to elements;

WHEREAS, the subject properties were in junked condition and no longer needed by the agency for they require higher cost of repair. For that reason, the City Government of Tuguegarao opted to condemn the said properties, and it is hereby recommended that the disposal be made through public auction;

WHEREAS, Executive Order No. 25, series of 2016 was issued by the Local Chief Executive, Hon. Atty. Jefferson P. Soriano, dated September 19, 2016 creating the Disposal Committee of Tuguegarao City;

WHEREAS, the Disposal Committee issued Resolution No. 001, series of 2016 for Auction of Unserviceable Properties on an "As is, where is" basis and the termination of the highest bidder for its lump sum price quotation;

WHEREAS, an Appraisal Review report on the Property for Disposal dated August 15, 2016 of the Commission on Audit Technical Audit specialists in connection with the inspection conducted on the various unserviceable properties of the Resolution and the ocular inspection disclosed that the subject properties with a value of P1,222,929.85 were in junked condition and no longer needed for the agency for they require higher cost of repair and it is hereby recommended that the disposal be made through public auction;

WHEREAS, the following documents supporting the Auction of Unserviceable Properties under PB-AUCTION-2016-001 shall form an integral part of this Resolution:

- a. COA Appraisal Report on Property for Disposal (with Recommendation for Disposal thru Public Bidding)
- b. Property Ledger Cards
- c. Colored Photographs
- d. Certification of Unserviceable Properties
- e. Disposal Committee (Executive Order and Resolution for "As Is, Where Is" basis and Lump sum Quotation)
- f. Advertisements, Northern Forum (30 October to 05 November 2016 issue and 13-19 November 2016 issue)
- g. Certification of posting in 3 Conspicuous Places
- h. Bidding Documents for the Auction of Unserviceable Properties
- i. Invitation, Minutes and Attendance of the Opening of Bids
- j. Pictorials during the Opening of Bids
- k. Bid Proposal/Offer and Bidding Documents of KFOUR Enterprises (the Single Calculated and Responsive Bidder)
- l. Checklist for Unserviceable Properties (During the Opening of Bids)
- m. Official Receipt of the Proceeds from the Auction of Unserviceable Properties and Receipt of Sale of Bidding Documents
- n. Abstract of the Bid
- o. Notice of Single Calculated Bidder
- p. Bid Evaluation and Post-Qualification Report
- q. DC Resolution Recommending Approval and Award
- r. Notice of Award
- s. Contract and Deed of Sale
- t. Notice to Proceed

WHEREAS, there is a need for the Sangguniang Panlungsod to grant authority to the City Mayor to sign the Contract of Sale pursuant to Chapter 3, Article I (vi) of the Local Government Code;

WHEREAS, the Committee on Rules, Laws and Ethics to which the matter was referred met and conducted a judicious and wholistic evaluation and found out that the same is in order and has complied with all the rules and regulations governing the disposal of unserviceable government properties;

WHEREAS, the Committee on Rules, Laws and Ethics has adopted Committee Report No. 135-2016 recommending the passage of a resolution.

NOW THEREFORE, RESOLVED, as it is hereby **RESOLVED**, to grant authority to the City Mayor, Hon. Atty. Jefferson P. Soriano, to sign for and on behalf of the Tuguegarao City Government the

Contract of Sale and to award Unserviceable Properties to the winning bidder subject to the ratification of the Contract of Sale by the Seventh City Council.

RESOLVED FURTHER, to forward a copy of this Resolution to the City Mayor, Hon. Atty. Jefferson P. Soriano, for his information and appropriate action.

With seven (7) members present voting in favor, one (1) against, one (1) inhibition and three (3) abstentions, **CITY RESOLUTION 006-2017** was **APPROVED** in plenary under suspended rules.

X-X-X

I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH L. ECUETO, Ph.D.
Secretary to the Sanggunian

ATTESTED:



HON. DANILO L. BACCAY
Acting City Vice Mayor
Temporary Presiding Officer

ed